



House of Representatives

File No. 562

General Assembly

February Session, 2012 **(Reprint of File No. 247)**

Substitute House Bill No. 5032
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
April 20, 2012

**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. Section 3-22e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) There is established a Connecticut Higher Education Trust
4 Advisory Committee which shall consist of the State Treasurer, the
5 [president of the Board of Regents for] executive director of the Office
6 of Higher Education, the Secretary of the Office of Policy and
7 Management and the cochairpersons and ranking members of the joint
8 standing committees of the General Assembly having cognizance of
9 matters relating to education and finance, revenue and bonding, or
10 their designees, and one student financial aid officer and one finance
11 officer at a public institution of higher education in the state, each
12 appointed by the Board of Regents for Higher Education, and one
13 student financial aid officer and one finance officer at an independent
14 institution of higher education in the state, each appointed by the
15 Connecticut Conference of Independent Colleges. The advisory

16 committee shall meet at least annually. The State Treasurer shall
17 convene the meetings of the committee.

18 (b) Within six months from the date of the trust's annual report, the
19 State Treasurer and the [Board of Regents for] executive director of the
20 Office of Higher Education shall jointly report, in accordance with
21 section 11-4a, to the joint standing committees of the General
22 Assembly having cognizance of matters relating to education and
23 finance, revenue and bonding on an evaluation of the Connecticut
24 Higher Education Trust and recommendations, if any, for
25 improvements in the program.

26 Sec. 2. Subsection (f) of section 4-89 of the 2012 supplement to the
27 general statutes is repealed and the following is substituted in lieu
28 thereof (*Effective from passage*):

29 (f) The provisions of this section shall not apply to appropriations to
30 the [Board of Regents for] Office of Higher Education for student
31 financial assistance for the scholarship program established under
32 section 10a-169, or for the high technology graduate scholarship
33 program established under section 10a-170a, to the Board of Regents
34 for Higher Education for Connecticut higher education centers of
35 excellence established under section 10a-25h, to the Office of Higher
36 Education for the minority advancement program established under
37 subsection (b) of section 10a-11, as amended by this act, to the Board of
38 Regents for Higher Education for the high technology doctoral
39 fellowship program established under section 10a-25n, or to the
40 operating funds of the constituent units of the state system of higher
41 education established pursuant to sections 10a-105, 10a-99 and 10a-77.
42 Such appropriations shall not lapse until the end of the fiscal year
43 succeeding the fiscal year of the appropriation except that centers of
44 excellence appropriations deposited by the [board of regents] Board of
45 Regents for Higher Education in the Endowed Chair Investment Fund,
46 established under section 10a-20a, as amended by this act, shall not
47 lapse but shall be held permanently in the Endowed Chair Investment
48 Fund and any moneys remaining in higher education operating funds

49 of the constituent units of the state system of higher education shall
50 not lapse but shall be held permanently in such funds. On or before
51 September first, annually, the Office of Higher Education and Board of
52 Regents for Higher Education shall submit a report to the joint
53 standing committee of the General Assembly having cognizance of
54 matters relating to appropriations and the budgets of state agencies,
55 through the Office of Fiscal Analysis, concerning the amount of each
56 such appropriation carried over from the preceding fiscal year.

57 Sec. 3. Subsection (f) of section 4b-55 of the general statutes is
58 repealed and the following is substituted in lieu thereof (*Effective from*
59 *passage*):

60 (f) "Priority higher education facility project" means any project
61 which is part of a state program to repair, renovate, enlarge, equip,
62 purchase or construct (1) instructional facilities, (2) academic core
63 facilities, including library, research and laboratory facilities, (3)
64 student residential or related student dining facilities, or (4) utility
65 systems related to such projects, which are or will be operated under
66 the jurisdiction of the board of trustees of any constituent unit of the
67 state system of higher education, except The University of Connecticut
68 provided the project is included in the comprehensive facilities master
69 plan of the constituent unit [pursuant to section 10a-4a or] in the most
70 recent state facility plan of the Office of Policy and Management
71 pursuant to section 4b-23;

72 Sec. 4. Subsection (a) of section 7-608 of the 2012 supplement to the
73 general statutes is repealed and the following is substituted in lieu
74 thereof (*Effective from passage*):

75 (a) There is established a Neighborhood Revitalization Zone
76 Advisory Board. The board shall consist of the following voting
77 members: (1) The Secretary of the Office of Policy and Management;
78 (2) the President of the [Connecticut Institute of Municipal Studies]
79 Institute for Municipal and Regional Policy at Central Connecticut
80 State University; (3) the president of the Board of Regents for Higher

81 Education; (4) the heads of those state agencies deemed appropriate by
82 the secretary; (5) the chief executive officer of a municipality in which a
83 neighborhood revitalization zone planning committee, pursuant to this
84 chapter, was established on or before July 1, 1998; and (6) one member
85 of each such neighborhood revitalization zone planning committee
86 appointed by the chief executive officer based upon recommendations
87 submitted to him by such committee. In a municipality having more
88 than one neighborhood revitalization zone planning committee, each
89 committee shall submit its recommendations to the chief executive
90 officer and he shall choose the board member to be appointed from
91 such recommendations. Each member of the board may designate a
92 person to represent him on said board. The membership of the board
93 shall be increased on September 1, 1999, and annually thereafter, to
94 reflect the addition of a municipal chief executive officer and a
95 member of a neighborhood revitalization zone planning committee
96 having been established in the preceding twelve months, in a
97 municipality not previously represented on said board. The members
98 of the board shall serve without compensation.

99 Sec. 5. Subsection (a) of section 10-145b of the 2012 supplement to
100 the general statutes is repealed and the following is substituted in lieu
101 thereof (*Effective from passage*):

102 (a) The State Board of Education, upon receipt of a proper
103 application, shall issue an initial educator certificate to any person who
104 has graduated (1) from a four-year baccalaureate program of teacher
105 education as approved by said state board, or (2) from a four-year
106 baccalaureate program approved by said state board or from a college
107 or university accredited by the [board of regents] Board of Regents for
108 Higher Education or State Board of Education or regionally accredited,
109 provided such person has taken such teacher training equivalents as
110 the State Board of Education shall require and, unless such equivalents
111 are taken at institutions outside of this state, as the board of regents
112 shall accredit. In addition, on and after July 1, 1993, each applicant
113 shall have completed a subject area major as defined by the State Board
114 of Education, except as provided in section 10-145l. Each such initial

115 educator certificate shall be valid for three years, except as provided in
116 subsection (c) of this section, and may be extended by the
117 Commissioner of Education for an additional year for good cause upon
118 the request of the superintendent in whose school district such person
119 is employed or upon the request of the assessment team reviewing
120 such person's performance.

121 Sec. 6. Subparagraph (B) of subdivision (1) of subsection (c) of
122 section 10-145b of the 2012 supplement to the general statutes is
123 repealed and the following is substituted in lieu thereof (*Effective from*
124 *passage*):

125 (B) The applicant meets the following requirements, except as
126 otherwise provided in subparagraph (C) of this subdivision:

127 (i) Holds a bachelor's degree from an institution of higher education
128 accredited by the Board of Regents for Higher Education or State
129 Board of Education or regionally accredited with a major either in or
130 closely related to the certification endorsement area in which the
131 requesting board of education is placing the applicant or, in the case of
132 secondary or special subject or field endorsement area, possesses at
133 least the minimum total number of semester hours of credit required
134 for the content area, except as provided in section 10-145l;

135 (ii) Has met the requirements pursuant to subsection (b) of section
136 10-145f;

137 (iii) Presents a written application on such forms as the
138 Commissioner of Education shall prescribe;

139 (iv) Has successfully completed an alternate route to certification
140 program provided by the Board of Regents for Higher Education or
141 the Office of Higher Education or public or independent institutions of
142 higher education, regional educational service centers or private
143 teacher or administrator training organizations and approved by the
144 State Board of Education;

145 (v) Possesses an undergraduate college overall grade point average
146 of at least "B" or, if the applicant has completed at least twenty-four
147 hours of graduate credit, possesses a graduate grade point average of
148 at least "B"; and

149 (vi) Presents supporting evidence of appropriate experience
150 working with children; and

151 Sec. 7. Subsection (a) of section 10-145m of the general statutes is
152 repealed and the following is substituted in lieu thereof (*Effective from*
153 *passage*):

154 (a) The State Board of Education, upon receipt of a proper
155 application, shall issue a resident teacher certificate to any applicant in
156 the certification endorsement areas of elementary education, middle
157 grades education, secondary academic subjects, special subjects or
158 fields, special education, early childhood education and administration
159 and supervision, who (1) holds a bachelor's degree from an institution
160 of higher education accredited by the Board of Regents for Higher
161 Education or State Board of Education or regionally accredited, (2)
162 possesses a minimum undergraduate college cumulative grade point
163 average of 3.00, (3) has achieved a qualifying score, as determined by
164 the State Board of Education, on the appropriate State Board of
165 Education approved subject area assessment, and (4) is enrolled in an
166 alternate route to certification program, approved by the State Board of
167 Education, that meets the guidelines established by the No Child Left
168 Behind Act, P.L. 107-110.

169 Sec. 8. Subsection (a) of section 10-145n of the general statutes is
170 repealed and the following is substituted in lieu thereof (*Effective from*
171 *passage*):

172 (a) Subject to the provisions of subsection (g) of this section, the
173 State Board of Education, upon the request of a local or regional board
174 of education or a regional educational service center, may issue an
175 adjunct instructor permit to any applicant with specialized training,
176 experience or expertise in the arts, as defined in subsection (a) of

177 section 10-16b. Such permit shall authorize a person to hold a part-time
178 position, of no more than fifteen classroom instructional hours per
179 week at a part-time interdistrict arts magnet high school in existence
180 on July 1, 2009, and approved pursuant to section 10-264~~l~~ or the
181 Cooperative Arts and Humanities Magnet High School, as a teacher of
182 art, music, dance, theater or any other subject related to such holder's
183 artistic specialty. Except as provided in subsection (g) of this section,
184 such applicant shall (1) hold a bachelor's degree from an institution of
185 higher education accredited by the Board of Regents for Higher
186 Education or State Board of Education or regionally accredited, (2)
187 have a minimum of three years of work experience in the arts, or one
188 year of work experience and two years of specialized schooling related
189 to such applicant's artistic specialty, and (3) attest to the State Board of
190 Education that he or she has at least one hundred eighty hours of
191 cumulative experience working with children, in a private or public
192 setting, including, but not limited to, after school programs, group
193 lessons, children's theater, dance studio lessons and artist-in-residence
194 programs, or at least two years experience as a full-time faculty
195 member at an institution of higher education.

196 Sec. 9. Subsection (a) of section 10-145p of the 2012 supplement to
197 the general statutes is repealed and the following is substituted in lieu
198 thereof (*Effective from passage*):

199 (a) The Department of Education shall review and approve
200 proposals for alternate route to certification programs for school
201 administrators. In order to be approved, a proposal shall provide that
202 the alternative route to certification program (1) be provided by a
203 public or independent institution of higher education, a local or
204 regional board of education, a regional educational service center or a
205 private, nonprofit teacher or administrator training organization
206 approved by the State Board of Education; (2) accept only those
207 participants who (A) hold a bachelor's degree from an institution of
208 higher education accredited by the Board of Regents for Higher
209 Education or State Board of Education or regionally accredited, (B)
210 have at least forty school months teaching experience, of which at least

211 ten school months are in a position requiring certification at a public
212 school, in this state or another state, and (C) are recommended by the
213 immediate supervisor or district administrator of such person on the
214 basis of such person's performance; (3) require each participant to (A)
215 complete a one-year residency that requires such person to serve (i) in
216 a position requiring an intermediate administrator or supervisor
217 endorsement, and (ii) in a full-time position for ten school months at a
218 local or regional board of education in the state under the supervision
219 of (I) a certified administrator, and (II) a supervisor from an institution
220 or organization described in subdivision (1) of this subsection, or (B)
221 have ten school months experience in a full-time position as an
222 administrator in a public or nonpublic school in another state that is
223 approved by the appropriate state board of education in such other
224 state; and (4) meet such other criteria as the department requires.

225 Sec. 10. Subsections (f) and (g) of section 10-221a of the 2012
226 supplement to the general statutes are repealed and the following is
227 substituted in lieu thereof (*Effective from passage*):

228 (f) Determination of eligible credits shall be at the discretion of the
229 local or regional board of education, provided the primary focus of the
230 curriculum of eligible credits corresponds directly to the subject matter
231 of the specified course requirements. The local or regional board of
232 education may permit a student to graduate during a period of
233 expulsion pursuant to section 10-233d, if the board determines the
234 student has satisfactorily completed the necessary credits pursuant to
235 this section. The requirements of this section shall apply to any student
236 requiring special education pursuant to section 10-76a, except when
237 the planning and placement team for such student determines the
238 requirement not to be appropriate. For purposes of this section, a
239 credit shall consist of not less than the equivalent of a forty-minute
240 class period for each school day of a school year except for a credit or
241 part of a credit toward high school graduation earned (1) at an
242 institution accredited by the Board of Regents for Higher Education or
243 State Board of Education or regionally accredited; or (2) through on-
244 line coursework that is in accordance with a policy adopted pursuant

245 to subsection (g) of this section.

246 (g) Only courses taken in grades nine through twelve, inclusive,
247 shall satisfy this graduation requirement, except that a local or regional
248 board of education may grant a student credit (1) toward meeting a
249 specified course requirement upon the successful completion in grade
250 seven or eight of any course, the primary focus of which corresponds
251 directly to the subject matter of a specified course requirement in
252 grades nine to twelve, inclusive; (2) toward meeting the high school
253 graduation requirement upon the successful completion of a world
254 language course (A) in grade six, seven or eight, (B) through on-line
255 coursework, or (C) offered privately through a nonprofit provider,
256 provided such student achieves a passing grade on an examination
257 prescribed, within available appropriations, by the Commissioner of
258 Education and such credits do not exceed four; (3) toward meeting the
259 high school graduation requirement upon achievement of a passing
260 grade on a subject area proficiency examination identified and
261 approved, within available appropriations, by the Commissioner of
262 Education, regardless of the number of hours the student spent in a
263 public school classroom learning such subject matter; (4) toward
264 meeting the high school graduation requirement upon the successful
265 completion of coursework at an institution accredited by the Board of
266 Regents for Higher Education or State Board of Education or
267 regionally accredited. One three-credit semester course, or its
268 equivalent, at such an institution shall equal one-half credit for
269 purposes of this section; (5) toward meeting the high school
270 graduation requirement upon the successful completion of on-line
271 coursework, provided the local or regional board of education has
272 adopted a policy in accordance with this subdivision for the granting
273 of credit for on-line coursework. Such a policy shall ensure, at a
274 minimum, that (A) the workload required by the on-line course is
275 equivalent to that of a similar course taught in a traditional classroom
276 setting, (B) the content is rigorous and aligned with curriculum
277 guidelines approved by the State Board of Education, where
278 appropriate, (C) the course engages students and has interactive

279 components, which may include, but are not limited to, required
280 interactions between students and their teachers, participation in on-
281 line demonstrations, discussion boards or virtual labs, (D) the program
282 of instruction for such on-line coursework is planned, ongoing and
283 systematic, and (E) the courses are (i) taught by teachers who are
284 certified in the state or another state and have received training on
285 teaching in an on-line environment, or (ii) offered by institutions of
286 higher education that are accredited by the Board of Regents for
287 Higher Education or State Board of Education or regionally accredited;
288 or (6) toward meeting the high school graduation requirement upon
289 the successful completion of the board examination series pursuant to
290 section 10-5c.

291 Sec. 11. Subsection (a) of section 10a-8 of the 2012 supplement to the
292 general statutes is repealed and the following is substituted in lieu
293 thereof (*Effective from passage*):

294 (a) The provisions of sections 4-77 and 4-78 shall not apply to the
295 constituent units of the state system of higher education, and for the
296 purposes of said sections only, the Board of Regents for Higher
297 Education shall be deemed the budgeted agency for the Connecticut
298 State University System, the regional community-technical college
299 system and Charter Oak State College. The Board of Regents for
300 Higher Education shall develop a formula or program-based
301 budgeting system to be used by each institution in preparing operating
302 budgets. The Board of Regents for Higher Education shall prepare a
303 single budget request itemized by the Connecticut State University
304 System, the regional community-technical [colleges] college system
305 and the Board for State Academic Awards using the formula or
306 program-based budgeting system and shall submit such budget
307 request displaying all operating funds to the Secretary of the Office of
308 Policy and Management in accordance with sections 4-77 and 4-78,
309 subject to procedures developed by the Board of Regents for Higher
310 Education and approved by said secretary. The budget request shall
311 set forth, in the form prescribed by the Board of Regents for Higher
312 Education, a proposed expenditure plan which shall include: (1) The

313 total amount requested for such appropriation account; (2) the amount
314 to be appropriated from the General Fund; and (3) the amount to be
315 paid from the tuition revenues of the regional community-technical
316 [colleges] college system and the Connecticut State University System.
317 After review and comment by the Board of Regents for Higher
318 Education, the proposed expenditure plans shall be incorporated into
319 the single public higher education budget request including
320 recommendations, if any, by said board. Any tuition increase proposed
321 by the regional community-technical [colleges] college system and the
322 Connecticut State University System for the fiscal year to which the
323 budget request relates shall be included in the single public higher
324 education budget request submitted by the Board of Regents for
325 Higher Education for such fiscal year, provided if the General
326 Assembly does not appropriate the amount requested by any such
327 [board of trustees] system, such [board of trustees] system may
328 increase tuition and fees by an amount greater than that included in
329 the budget request in response to which the appropriation was made.
330 The General Assembly shall make appropriations directly to the
331 constituent units. Allotment reductions made pursuant to the
332 provisions of subsections (b) and (c) of section 4-85 shall be applied by
333 the Board of Regents for Higher Education among the appropriations
334 to the constituent units without regard to the limitations on reductions
335 provided in said section, except that said limitations shall apply to the
336 total of the amounts appropriated. The Board of Regents for Higher
337 Education shall apply such reductions after consultation with the
338 Secretary of the Office of Policy and Management. Any reductions of
339 more than five per cent of the appropriations of any constituent units
340 shall be submitted to the appropriations committee which shall, within
341 thirty days, approve or reject such reduction.

342 Sec. 12. Section 10a-8b of the general statutes is repealed and the
343 following is substituted in lieu thereof (*Effective from passage*):

344 There is established a Higher Education State Matching Grant Fund
345 to be administered by the [Board of Regents for] Office of Higher
346 Education. Moneys required to be appropriated by the state for

347 purposes of the state match of endowment fund eligible gifts under
348 subdivision (2) of subsection (a) of section 10a-143a, as amended by
349 this act, subdivision (2) of subsection (a) of section 10a-77a, as
350 amended by this act, subdivision (2) of subsection (a) of section 10a-
351 99a, as amended by this act, and subdivision (2) of subsection (b) of
352 section 10a-109i, as amended by this act, shall be deposited in the fund.
353 The fund shall be held separate and apart from all other funds and
354 accounts of the state and the board. The [Board of Regents for] Office
355 of Higher Education shall transfer, in accordance with said
356 subdivisions, from the fund amounts each fiscal year for deposit in the
357 endowment funds established for the benefit of each constituent unit
358 pursuant to subdivision (1) of subsection (a) of section 10a-143a, as
359 amended by this act, subdivision (1) of subsection (a) of section 10a-
360 77a, as amended by this act, subdivision (1) of subsection (a) of section
361 10a-99a, as amended by this act, and subdivision (1) of subsection (b)
362 of section 10a-109i. The amount transferred shall be certified based on
363 agreed upon procedures developed by an independent certified
364 accountant or, upon request, the Auditors of Public Accounts to
365 determine compliance with this section. Such procedures shall be
366 mutually agreed upon by each constituent unit and the [Board of
367 Regents for] Office of Higher Education prior to commencement of the
368 certification. State matching funds shall be maintained in such manner
369 that such funds and any earnings derived from such funds may be
370 accounted for fully.

371 Sec. 13. Section 10a-8c of the general statutes is repealed and the
372 following is substituted in lieu thereof (*Effective from passage*):

373 (a) Except as provided in subsection (b) of this section,
374 notwithstanding the provisions of sections 10a-77a, as amended by this
375 act, 10a-99a, as amended by this act, 10a-109c, 10a-109i, as amended by
376 this act, and 10a-143a, as amended by this act, no funds shall be
377 appropriated to the [Board of Regents for] Office of Higher Education
378 for grants pursuant to subdivision (2) of subsection (a) of section 10a-
379 77a, as amended by this act, subdivision (2) of subsection (a) of section
380 10a-99a, as amended by this act, subdivision (2) of subsection (b) of

381 section 10a-109i, as amended by this act, and subdivision (2) of
382 subsection (a) of section 10a-143a, as amended by this act: (1) Until
383 such time as the amount in the Budget Reserve Fund, established in
384 section 4-30a, equals ten per cent of the net General Fund
385 appropriations for the fiscal year in progress, (2) the amount of the
386 grants appropriated shall be reduced proportionately if the amount
387 available is less than the amount required for such grants, and (3) the
388 amount of funds available to be appropriated during any fiscal year
389 for such grants shall not exceed twenty-five million dollars.

390 (b) Endowment fund eligible gifts that meet the criteria set forth in
391 subdivision (2) of subsection (a) of section 10a-77a, as amended by this
392 act, subdivision (2) of subsection (a) of section 10a-99a, as amended by
393 this act, subdivision (2) of subsection (b) of section 10a-109i, as
394 amended by this act, and subdivision (2) of subsection (a) of section
395 10a-143a, as amended by this act, made by donors during the period
396 from January 1, 2005, to June 30, 2005, shall be matched by the [Board
397 of Regents for] Office of Higher Education in an amount equal to one-
398 half of the total amount of endowment fund eligible gifts received. The
399 board shall transfer the amount of the match to the endowment funds
400 of the constituent units in accordance with section 10a-8b, as amended
401 by this act.

402 Sec. 14. Section 10a-10 of the general statutes is repealed and the
403 following is substituted in lieu thereof (*Effective from passage*):

404 The [Board of Regents for] Office of Higher Education shall
405 establish an Office of Educational Opportunity in the [Board of
406 Regents for] Office of Higher Education, within the limits of funds
407 appropriated for such purpose. The office shall assist the board in
408 state-wide efforts to increase enrollment, retention and graduation of
409 disadvantaged students, [and to help ensure that faculties,
410 administrators and other staff of the state's institutions of public higher
411 education are representative of the diversity of the total population of
412 the state.]

413 Sec. 15. Section 10a-12 of the general statutes is repealed and the
414 following is substituted in lieu thereof (*Effective from passage*):

415 There shall be an Office of Veterans Affairs for Higher Education
416 within the [Board of Regents for] Office of Higher Education. [Said
417 office] The Office of Veterans Affairs for Higher Education shall assist
418 veterans seeking a postsecondary education by providing
419 administrative services for veteran affairs programs, including but not
420 limited to: (1) Promoting a comprehensive state-wide outreach
421 program which coordinates existing funds and programs, (2) collecting
422 and disseminating information on the availability of public and private
423 funds for educational programs for veterans, (3) advising and
424 counseling organizations and institutions applying for funds to aid
425 veterans in their pursuit of higher education, and (4) acting as a
426 clearinghouse for such other information as may be helpful to veterans
427 seeking a postsecondary education.

428 Sec. 16. Section 10a-12b of the general statutes is repealed and the
429 following is substituted in lieu thereof (*Effective from passage*):

430 The [Board of Regents for] Office of Higher Education shall
431 establish a Connecticut award for excellence in science and technology.
432 The award shall be presented annually and shall recognize scholarly
433 accomplishment in science and technology. The Connecticut Academy
434 of Science and Engineering shall appoint a panel to select the recipient
435 of the award.

436 Sec. 17. Section 10a-13 of the general statutes is repealed and the
437 following is substituted in lieu thereof (*Effective from passage*):

438 The Board of Regents for Higher Education and the Office of Higher
439 Education may receive any federal funds made available to the board
440 and the office, respectively, for postsecondary educational purposes
441 and may receive funds from private sources for the support of said
442 board's and said office's activities.

443 Sec. 18. Section 10a-14 of the general statutes is repealed and the

444 following is substituted in lieu thereof (*Effective from passage*):

445 The Board of Regents for Higher Education and the Office of Higher
446 Education shall be designated the State Postsecondary Education
447 Commission to plan postsecondary education and to receive and
448 administer federal funds.

449 Sec. 19. Section 10a-17d of the 2012 supplement to the general
450 statutes is repealed and the following is substituted in lieu thereof
451 (*Effective from passage*):

452 The [Board of Regents for] Office of Higher Education may, within
453 the limits of available appropriations, federal funds available under
454 the National Service Act and any other funds available, assist in
455 providing tutors for eligible students. Such tutors may be members of
456 the National Service Corps, as designated by the [Board of Regents for]
457 Office of Higher Education, or students at a public or independent
458 institution of higher education in Connecticut. Any student assigned as
459 a tutor pursuant to [sections 10a-17b to 10a-17d, inclusive,] this section
460 shall receive academic credit pursuant to section 10a-149b.

461 Sec. 20. Section 10a-20a of the general statutes is repealed and the
462 following is substituted in lieu thereof (*Effective from passage*):

463 (a) The [Board of Regents for] Office of Higher Education may
464 establish and administer a fund to be known as the Endowed Chair
465 Investment Fund. Within the limits of funds available, the [board]
466 office may deposit state funds for an endowed chair approved under
467 subsection (c) of this section to an account within said fund in an
468 amount not less than five hundred thousand dollars.

469 (b) State funds deposited by the [board of regents] office to the
470 Endowed Chair Investment Fund shall be invested by the State
471 Treasurer.

472 (c) The Board of Trustees of The University of Connecticut and the
473 Board of Trustees of the Connecticut State University System may

474 apply for the establishment of an endowed chair to be supported by a
475 grant of not less than five hundred thousand and not more than one
476 million dollars from the Endowed Chair Investment Fund and a
477 matching nonstate contribution. Applications for endowed chairs shall
478 be accepted on October first and April first in each year in which funds
479 are available. To apply for the state grant, the board of trustees shall
480 notify the [board of regents] office that it has raised a matching
481 nonstate contribution and that it is eligible for a grant of state funds to
482 establish an endowed chair in a specific academic discipline. The board
483 of trustees shall submit for the [board of regents'] office's review and
484 approval evidence that the chair will be established in a center of
485 excellence, as defined in subsection (b) of section 10a-25h.

486 (d) Following approval of state funding for an endowed chair by the
487 [board of regents] office, the board of trustees of the institution at
488 which the chair is established shall select candidates to fill the
489 endowed chair and shall develop a budget for expenditures associated
490 with the chair.

491 (e) Interest income earned under subsection (b) of this section shall
492 be deposited to the Endowed Chair Investment Fund and, following
493 establishment of an endowed chair under subsection (c) of this section
494 shall be allocated, upon request, to The University of Connecticut or to
495 the Connecticut State University System, as appropriate, to support the
496 endowed chair. Nonstate matching contributions shall be held by a
497 duly established foundation of The University of Connecticut or the
498 Connecticut State University System and the interest on such
499 contributions shall be used to support the endowed chair.

500 (f) The boards of trustees shall submit annual reports to the [board
501 of regents] office concerning endowed chair expenditures.

502 Sec. 21. Section 10a-22 of the general statutes is repealed and the
503 following is substituted in lieu thereof (*Effective from passage*):

504 (a) In order to secure for the citizens of Connecticut the additional
505 advantages which would accrue from more efficient use of the

506 educational resources of the state, the Board of Regents for Higher
507 Education [is] and the Office of Higher Education are authorized to
508 enter into contracts involving two or more of the public institutions or
509 any combination of public institutions, independent institutions and
510 licensed postsecondary proprietary schools, with participation
511 involving at least two of these sectors, one of which shall be a public
512 institution. Such contracts shall encourage and promote (1) cooperative
513 arrangements for the joint use of facilities, programs and services, (2)
514 development of cooperative academic programs to meet changing
515 societal needs, and (3) improved planning and evaluation processes
516 related to institutional or programmatic consolidations, retrenchment
517 or phase-out. The board and the office may allocate funds
518 appropriated for the purposes of this section to a participating
519 independent institution, public institution, or licensed postsecondary
520 proprietary school. Participating institutions or schools shall be
521 required to contribute a total amount equal to at least twenty-five per
522 cent of the amount of the contract award, provided the participating
523 institutions shall identify the nature and amount of said contribution
524 requirement in the proposal submitted for consideration in accordance
525 with the provisions of this section. Contracting for activities supported
526 by this section shall be for a period of one year. In special
527 circumstances, activities may be eligible for a second year of support if
528 the applicants can demonstrate the feasibility for continuation of the
529 activity from other funding sources beyond the second year.

530 (b) For the purposes of this section: (1) A program is defined as a
531 course of study leading to certification, licensure, certificate, or degree
532 at all postsecondary levels; (2) a facility is defined as a building or an
533 area within a building, a group of buildings, a special area, or
534 specialized items of equipment used for educational purposes; (3) a
535 service is defined as a formal activity designed to explore scientific,
536 technological or humanistic problems, to find solutions to
537 contemporary societal problems or to provide selected public service
538 or student service activities; (4) an independent institution is a college
539 or university located in this state which is not included in the

540 Connecticut system of public higher education and whose primary
541 function is other than the preparation of students for religious
542 vocation; and (5) a licensed postsecondary proprietary school is an
543 educational institution so licensed by the [State Board of Education]
544 Office of Higher Education.

545 (c) The Board of Regents for Higher Education and Office of Higher
546 Education shall provide continuing evaluation of the effectiveness of
547 such contracts and shall submit on or before February first, annual
548 reports and recommendations to the Governor and the joint standing
549 committee of the General Assembly having cognizance of matters
550 relating to education. In administering this section, the Board of
551 Regents for Higher Education and Office of Higher Education shall
552 develop and use fiscal procedures designed to insure accountability of
553 public funds.

554 Sec. 22. Section 10a-22a of the 2012 supplement to the general
555 statutes is repealed and the following is substituted in lieu thereof
556 (*Effective from passage*):

557 As used in sections 10a-22a to [10a-22o] 10a-22y, inclusive, as
558 amended by this act:

559 (1) "Private occupational school" means a person, board, association,
560 partnership, corporation, limited liability company or other entity
561 offering instruction in any form or manner in any trade, industrial,
562 commercial, service, professional or other occupation for any
563 remuneration, consideration, reward or promise of whatever nature,
564 except "private occupational school" shall not include (A) instruction
565 offered under public supervision and control; (B) instruction
566 conducted by a firm or organization solely for the training of its own
567 employees or members; or (C) instruction offered by a school
568 authorized by the General Assembly to confer degrees;

569 (2) "Additional classroom site" means a facility that (A) is
570 geographically located close to the school or branch that oversees the
571 site, such that students must utilize services provided at such school or

572 branch, (B) conducts permanent or temporary educational activities,
573 and (C) offers courses or full programs of study;

574 [(3) "Board" means the State Board of Education;]

575 [(4)] (3) "Branch" means a subdivision of a school (A) located at a
576 different facility and geographical site from the school, except for a site
577 that is an additional classroom site as determined by the executive
578 director, or the executive director's designee, and (B) that (i) offers one
579 or more complete programs leading to a diploma or certificate; (ii)
580 operates under the school's certificate of operation; (iii) meets the same
581 conditions of authorization as the school; and (iv) exercises
582 administrative control and is responsible for its own academic affairs;
583 and

584 [(5)] (4) "Executive director" means the executive director of the
585 Office of [Financial and Academic Affairs for] Higher Education.

586 Sec. 23. Subsection (f) of section 10a-22b of the 2012 supplement to
587 the general statutes is repealed and the following is substituted in lieu
588 thereof (*Effective from passage*):

589 (f) For purposes of an evaluation of an applicant school, the
590 executive director, or the executive director's designee, shall appoint
591 an evaluation team which shall include (1) at least two members
592 representing the [institutions of public higher education] Office of
593 Higher Education, and (2) at least one member for each of the areas of
594 occupational instruction for which authorization is sought who shall
595 be experienced in such occupation. The applicant school shall have the
596 right to challenge any proposed member of the evaluation team for
597 good cause shown. A written challenge shall be filed with the
598 executive director within ten business days following the appointment
599 of such evaluation team. In the event of a challenge, a decision shall be
600 made thereon by the executive director within ten business days from
601 the date such challenge is filed, and if the challenge is upheld the
602 executive director shall appoint a replacement. Employees of the state
603 or any political subdivision of the state may be members of evaluation

604 teams. The executive director, or the executive director's designee,
605 shall not appoint any person to an evaluation team unless the
606 executive director, or such designee, has received from such person a
607 statement that the person has no interest which is in conflict with the
608 proper discharge of the duties of evaluation team members as
609 described in this section. The statement shall be on a form prescribed
610 by the executive director and shall be signed under penalty of false
611 statement. Members of the evaluation team shall serve without
612 compensation. Except for any member of the evaluation team who is a
613 state employee, members shall be reimbursed for actual expenses,
614 which expenses shall be charged to and paid by the applicant school.

615 Sec. 24. Section 10a-22c of the general statutes is repealed and the
616 following is substituted in lieu thereof (*Effective from passage*):

617 (a) No certificate to operate a private occupational school shall be
618 authorized by the [commissioner] executive director, or the
619 [commissioner's] executive director's designee, if (1) any principal,
620 officer, member or director of the applicant school has acted in a
621 similar capacity for a private occupational school which has had its
622 authorization revoked pursuant to section 10a-22f, as amended by this
623 act; (2) the applicant school does not have a net worth consisting of
624 sufficient liquid assets or other evidence of fiscal soundness to operate
625 for the period of time for which authorization is sought; (3) the
626 applicant school or any of its agents engages in advertising, sales,
627 collection, credit or other practices which are false, deceptive,
628 misleading or unfair; (4) the applicant school has any policy which
629 discourages or prohibits the filing of inquiries or complaints regarding
630 the school's operation with the [commissioner] executive director; (5)
631 the applicant school fails to satisfactorily meet the criteria set forth in
632 subsection (g) of section 10a-22b; (6) a private occupational school that
633 has previously closed fails to follow the procedures for school closure
634 under section 10a-22m, as amended by this act; or (7) the applicant
635 school does not have a director located at the school and at each of its
636 branches in this state.

637 (b) The [commissioner] executive director may deny a certificate of
638 authorization if the person who owns or intends to operate a private
639 occupational school has been convicted in this state, or any other state,
640 of larceny in violation of section 53a-122 or 53a-123; identity theft in
641 violation of section 53a-129b or 53a-129c; forgery in violation of section
642 53a-138 or 53a-139; or has a criminal record in this state, or any other
643 state, that the [commissioner] executive director reasonably believes
644 renders the person unsuitable to own and operate a private
645 occupational school. A refusal of a certificate of authorization under
646 this subsection shall be made in accordance with the provisions of
647 sections 46a-79 to 46a-81, inclusive.

648 (c) No certificate to operate a private occupational school shall be
649 issued by the [commissioner] executive director pursuant to section
650 10a-22d until such private occupational school seeking authorization
651 files with the [commissioner] executive director certificates indicating
652 that the buildings and premises for such school meet all applicable
653 state and local fire and zoning requirements. Such certificates shall be
654 attested to by the fire marshal and zoning enforcement officer within
655 the municipality in which such school is located.

656 (d) No certificate to operate a new private occupational school shall
657 be issued by the [commissioner] executive director pursuant to section
658 10a-22d until such private occupational school seeking authorization
659 files with the [commissioner] executive director an irrevocable letter of
660 credit issued by a bank with its main office or branch located within
661 this state in the penal amount of forty thousand dollars guaranteeing
662 the payments required of the school to the private occupational school
663 student protection account in accordance with the provisions of section
664 10a-22u. The letter of credit shall be payable to the private
665 occupational school student protection account in the event that such
666 school fails to make payments to the account as provided in subsection
667 (a) of section 10a-22u or in the event the state takes action to reimburse
668 the account for a tuition refund paid to a student pursuant to the
669 provisions of section 10a-22v, provided the amount of the letter of
670 credit to be paid into the private occupational school student

671 protection account shall not exceed the amounts owed to the account.
672 The letter of credit required by this subsection shall be released twelve
673 years after the date of initial approval, provided evidence of fiscal
674 soundness has been verified.

675 (e) The [commissioner] executive director shall notify the applicant
676 private occupational school, by certified mail, return receipt requested
677 of the decision to grant or deny a certificate of authorization not later
678 than sixty days after receiving the written report of the evaluation
679 team appointed pursuant to subsection (f) of section 10a-22b, as
680 amended by this act.

681 Sec. 25. Section 10a-22e of the general statutes is repealed and the
682 following is substituted in lieu thereof (*Effective from passage*):

683 (a) During any period of authorization by the [commissioner]
684 executive director to operate as a private occupational school pursuant
685 to sections 10a-22a to 10a-22o, inclusive, as amended by this act, and
686 sections 10a-22u to 10a-22w, inclusive, such private occupational
687 school may request revision of the conditions of its authorization. Such
688 school shall make such request to the [commissioner] executive
689 director, in the manner and on such forms prescribed by the
690 [commissioner] executive director sixty days prior to the proposed
691 implementation date of any intended revision. Such revision shall
692 include, but not be limited to, changes in (1) courses or programs; (2)
693 ownership of the school; (3) name of the school; (4) location of the
694 school's main campus; or (5) location of any of the school's additional
695 classroom sites or branch campuses. A private occupational school
696 requesting revision of the conditions of its authorization based on a
697 change in ownership of the school shall submit an application and
698 letter of credit pursuant to sections 10a-22b, as amended by this act,
699 and 10a-22c, as amended by this act, accompanied by a nonrefundable
700 change of ownership fee made payable to the private occupational
701 school student protection account under section 10a-22u in the amount
702 of two thousand dollars for the private occupational school and two
703 hundred dollars for each branch of a private occupational school in

704 this state.

705 (b) The [commissioner] executive director, or the [commissioner's]
706 executive director's designee, may, not later than thirty days after
707 receipt of a request to revise the conditions of authorization, issue an
708 order prohibiting any such change if it would constitute a material or
709 substantial deviation from the conditions of authorization.

710 (c) If the [commissioner] executive director, or the [commissioner's]
711 executive director's designee, fails to take action upon a request for
712 revision by the thirtieth day following the proposed implementation
713 date of the intended revision, such request shall be deemed approved,
714 and the private occupational school's certificate of authorization shall
715 be so revised for the same period as its current authorization.

716 Sec. 26. Section 10a-22f of the general statutes is repealed and the
717 following is substituted in lieu thereof (*Effective from passage*):

718 (a) A certificate of authorization issued to a private occupational
719 school pursuant to sections 10a-22a to 10a-22o, inclusive, as amended
720 by this act, and sections 10a-22u to 10a-22w, inclusive, may be revoked
721 by the [commissioner] executive director if such school (1) ceases to
722 meet the conditions of its authorization; (2) commits a material or
723 substantial violation of sections 10a-22a to 10a-22o, inclusive, as
724 amended by this act, or sections 10a-22u to 10a-22w, inclusive, or the
725 regulations prescribed thereunder; (3) makes a false statement about a
726 material fact in application for authorization or renewal; or (4) fails to
727 make a required payment to the private occupational school student
728 protection account pursuant to section 10a-22u.

729 (b) The [commissioner] executive director, or the [commissioner's]
730 executive director's designee, shall serve written notice, by certified
731 mail, return receipt requested upon a private occupational school
732 indicating that revocation of the school's authorization is under
733 consideration and the [commissioner] executive director shall set forth
734 the reasons such revocation is being considered. Not later than forty-
735 five days after mailing such written notice, the [commissioner]

736 executive director, or the [commissioner's] executive director's
737 designee, shall hold a compliance conference with the private
738 occupational school.

739 (c) If, after the compliance conference, the [commissioner] executive
740 director determines that revocation of the certificate of authorization is
741 appropriate, the [commissioner] executive director shall issue an order
742 and serve written notice by certified mail, return receipt requested
743 upon the private occupational school, which notice shall include, but
744 not be limited to, the date of the revocation.

745 (d) A private occupational school aggrieved by the order of the
746 [commissioner] executive director revoking its certificate of
747 authorization pursuant to subsection (c) of this section shall, not later
748 than fifteen days after such order is mailed, request in writing a
749 hearing before the [commissioner] executive director. Such hearing
750 shall be held in accordance with the provisions of chapter 54.

751 Sec. 27. Section 10a-22g of the general statutes is repealed and the
752 following is substituted in lieu thereof (*Effective from passage*):

753 (a) A private occupational school which is authorized by the
754 [commissioner] executive director pursuant to sections 10a-22a to 10a-
755 22o, inclusive, as amended by this act, and sections 10a-22u to 10a-
756 22w, inclusive, may request authorization to establish and operate
757 additional classroom sites or branch schools for the purpose of offering
758 the occupational instruction authorized by the [commissioner]
759 executive director, provided the additional classroom site or branch
760 school complies with the provisions of subsection (b) of this section.
761 Such school shall make such request for authorization to operate an
762 additional classroom site or branch school, in the manner and on such
763 forms as prescribed by the [commissioner] executive director, at least
764 thirty days prior to the proposed establishment of such additional
765 classroom site or branch school.

766 (b) The buildings and premises for such additional classroom site or
767 branch school shall meet all applicable state and local fire and zoning

768 requirements, and certificates attesting the same signed by the local
769 fire marshal and zoning enforcement officer shall be filed with the
770 [commissioner] executive director prior to offering such occupational
771 instruction. The additional classroom site or branch school shall be in
772 compliance with the relevant requirements set forth in subsection (g)
773 of section 10a-22b.

774 (c) The [commissioner] executive director, or the [commissioner's]
775 executive director's designee, not later than thirty days after the
776 proposed date for establishment of a branch school, may issue an order
777 prohibiting any such establishment of a branch school if it would
778 constitute a material or substantial deviation from the conditions of
779 authorization or if the private occupational school fails to meet the
780 requirements set forth in subsection (b) of this section.

781 (d) If the [commissioner] executive director, or the [commissioner's]
782 executive director's designee, fails to take action upon the request for
783 revision by the thirtieth day after the proposed date for establishment
784 of such additional classroom site or branch school, such request shall
785 be deemed approved.

786 Sec. 28. Subsection (b) of section 10a-22h of the 2012 supplement to
787 the general statutes is repealed and the following is substituted in lieu
788 thereof (*Effective from passage*):

789 (b) Any person seeking to represent an out-of-state private
790 occupational school not authorized pursuant to sections 10a-22a to
791 10a-22o, inclusive, as amended by this act, and sections 10a-22u to 10a-
792 22w, inclusive, shall file an application with the Office of [Financial
793 and Student Affairs for] Higher Education on forms prescribed by the
794 executive director. Upon issuance of a permit, such representative shall
795 pay a nonrefundable fee of five hundred dollars into the private
796 occupational student protection account. The permit shall be valid for
797 a period of one year from date of issuance.

798 Sec. 29. Section 10a-22i of the general statutes is repealed and the
799 following is substituted in lieu thereof (*Effective from passage*):

800 (a) The [commissioner] executive director may assess any person,
801 board, partnership, association, corporation, limited liability company
802 or other entity which violates any provision of sections 10a-22a to 10a-
803 22o, inclusive, as amended by this act, sections 10a-22u to 10a-22w,
804 inclusive, or regulations adopted pursuant to section 10a-22k, as
805 amended by this act, an administrative penalty in an amount not to
806 exceed five hundred dollars for each day of such violation.

807 (b) The [commissioner] executive director shall serve written notice
808 upon a private occupational school when the assessment of such an
809 administrative penalty is under consideration. The notice shall set
810 forth the reasons for the assessment of the penalty. Not later than
811 forty-five days after mailing such notice to the private occupational
812 school, the [commissioner] executive director, or the [commissioner's]
813 executive director's designee, shall hold a compliance conference with
814 the private occupational school.

815 (c) If, after the compliance conference, the [commissioner] executive
816 director determines that imposition of an administrative penalty is
817 appropriate, the [commissioner] executive director shall issue an order
818 and serve written notice by certified mail, return receipt requested
819 upon the private occupational school.

820 (d) A private occupational school aggrieved by the order of the
821 [commissioner] executive director imposing an administrative penalty
822 pursuant to subsection (c) of this section shall, not later than fifteen
823 days after such order is mailed, request in writing a hearing before the
824 [commissioner] executive director. Such hearing shall be held in
825 accordance with the provisions of chapter 54.

826 Sec. 30. Section 10a-22j of the general statutes is repealed and the
827 following is substituted in lieu thereof (*Effective from passage*):

828 The [commissioner] executive director, through the Attorney
829 General, may seek an order from the Superior Court to prevent any
830 violation of sections 10a-22a to 10a-22o, inclusive, as amended by this
831 act, or sections 10a-22u to 10a-22w, inclusive.

832 Sec. 31. Section 10a-22k of the 2012 supplement to the general
833 statutes is repealed and the following is substituted in lieu thereof
834 (*Effective from passage*):

835 The [board] Office of Higher Education shall adopt regulations in
836 accordance with the provisions of chapter 54 in order to carry out the
837 provisions of sections 10a-22a to 10a-22o, inclusive, as amended by this
838 act, and sections 10a-22u to 10a-22w, inclusive.

839 Sec. 32. Subsection (b) of section 10a-22l of the general statutes is
840 repealed and the following is substituted in lieu thereof (*Effective from*
841 *passage*):

842 (b) The [commissioner] executive director, or the [commissioner's]
843 executive director's designee, may conduct an investigation and,
844 through the Attorney General, maintain an action in the name of the
845 state against any person to restrain or prevent the establishment or
846 operation of an institution that does not have a certificate of
847 authorization.

848 Sec. 33. Section 10a-22m of the general statutes is repealed and the
849 following is substituted in lieu thereof (*Effective from passage*):

850 (a) A private occupational school shall notify the [commissioner]
851 executive director, in writing, at least sixty days prior to closure of
852 such school. The private occupational school shall provide evidence
853 prior to closing that: (1) All course work is or will be completed by
854 current students at the school; (2) there are no refunds due any
855 students; (3) all student records will be maintained as prescribed in
856 section 10a-22n; (4) final payment has been made to the private
857 occupational school student protection account; (5) a designation of
858 service form has been filed with the [commissioner] executive director;
859 and (6) the certificate of authorization has been returned to the
860 [commissioner] executive director.

861 (b) Any private occupational school that fails to meet the
862 requirements outlined in subsection (a) of this section shall be fined

863 not more than five hundred dollars per day for each day of
864 noncompliance and, pursuant to subdivision (6) of subsection (a) of
865 section 10a-22c, as amended by this act, shall be ineligible to be issued
866 a certificate of authorization upon application to operate a private
867 occupational school. Funds collected pursuant to this subsection shall
868 be placed in the private occupational student protection account
869 established pursuant to section 10a-22u.

870 (c) If the [commissioner] executive director revokes a private
871 occupational school's certificate of authorization, such school shall
872 comply with the requirements of subsection (a) of this section. Failure
873 to comply shall result in further penalties at the discretion of the
874 [commissioner] executive director.

875 Sec. 34. Section 10a-22o of the general statutes is repealed and the
876 following is substituted in lieu thereof (*Effective from passage*):

877 (a) The [commissioner] executive director, through the Attorney
878 General, may petition the superior court for the judicial district of
879 Hartford for the enforcement of any order issued by the
880 [commissioner] executive director, and for other appropriate relief. The
881 court may issue such orders as are appropriate to aid in enforcement.

882 (b) The [commissioner] executive director, or the [commissioner's]
883 executive director's designee, may conduct any necessary review,
884 inspection or investigation regarding applications for certificates of
885 authorization or possible violations of sections 10a-22a to 10a-22o,
886 inclusive, as amended by this act, or of any applicable regulations of
887 Connecticut state agencies. In connection with any investigation, the
888 [commissioner] executive director or the [commissioner's] executive
889 director's designee, may administer oaths, issue subpoenas, compel
890 testimony and order the production of any record or document. If any
891 person refuses to appear, testify or produce any record or document
892 when so ordered, the [commissioner] executive director may seek
893 relief pursuant to subsection (a) of this section.

894 Sec. 35. Section 10a-22t of the general statutes is repealed and the

895 following is substituted in lieu thereof (*Effective from passage*):

896 The Treasurer shall pay financial aid grants, approved and ordered
897 to be paid by the [commissioner] executive director with the advice of
898 the advisory committee, from the student benefit account.

899 Sec. 36. Section 10a-22x of the 2012 supplement to the general
900 statutes is repealed and the following is substituted in lieu thereof
901 (*Effective from passage*):

902 The [State Board of Education] Office of Higher Education shall
903 adopt such regulations as are necessary to carry out the purposes of
904 this chapter.

905 Sec. 37. Section 10a-33 of the general statutes is repealed and the
906 following is substituted in lieu thereof (*Effective from passage*):

907 The Board of Regents for Higher Education and Office of Higher
908 Education may enter into agreements with appropriate agencies and
909 institutions of higher education in other states and foreign countries
910 providing for the reciprocal exchange of students in higher educational
911 institutions in this state and such other states or countries. Such
912 agreements may include provisions for waiver or reduction of
913 nonresident tuition for designated categories of students and may
914 include contractual payments to such other state or country, subject to
915 the availability of appropriations. Such agreements shall have as their
916 purpose the mutual improvement of educational advantages for
917 residents of this state and such other states or countries with whom
918 agreements may be made.

919 Sec. 38. Section 10a-36 of the general statutes is repealed and the
920 following is substituted in lieu thereof (*Effective from passage*):

921 In order to secure opportunities in postsecondary education for the
922 greatest number of qualified Connecticut residents and in order to
923 realize the benefits from an educated citizenry which accrue both to
924 the students and to the state, the state, acting through the [Board of

925 Regents for] Office of Higher Education, (1) shall promote and
926 coordinate the continuing development of the independent colleges
927 and universities with that of the public colleges and universities; and
928 (2) shall, without infringing upon the autonomy of the independent
929 institutions, annually make financial aid available to Connecticut
930 residents enrolled at independent colleges and universities in
931 accordance with the provisions of sections 10a-37 to 10a-42a, inclusive.

932 Sec. 39. Section 10a-45 of the general statutes is repealed and the
933 following is substituted in lieu thereof (*Effective from passage*):

934 The Board of Regents for Higher Education and the Office of Higher
935 Education may serve as the agency of the state with respect to any
936 federal program under any Act of Congress or administrative ruling
937 pursuant thereto pertaining to higher education, and, in such capacity,
938 may apply for, accept and expend funds allocated or payable to the
939 state for state, local and other expenditures, may establish and
940 administer or supervise the administration of any state-wide plan
941 which is now or may hereafter be required as a condition for receipt of
942 federal funds and may take such other action as may be reasonable
943 and necessary to fulfill the purposes of the federal requirements.

944 Sec. 40. Section 10a-48 of the general statutes is repealed and the
945 following is substituted in lieu thereof (*Effective from passage*):

946 (a) The [Board of Regents for] Office of Higher Education shall, in
947 addition to its other powers and duties and in consultation with the
948 Connecticut Campus Compact for Student Community Service
949 established pursuant to subsection (c) of this section, provide for a
950 comprehensive, coordinated and state-wide system of college and
951 university community service programs designed to assist in the
952 identification and solution of community problems in urban, suburban
953 and rural areas, and, as a part thereof, shall (1) identify problems,
954 matters or areas relevant to the interests and welfare of the citizens of
955 the state which it deems should be made the subject of community
956 service programs, (2) support community service programs regarding

957 such problems, matters or areas through any public or private
958 institution of higher education in the state, through any combination of
959 such institutions, and through any joint, collective, regional,
960 representative or other organization established by such institutions or
961 by professional staff members designated by such institutions, (3)
962 provide an information service about community service programs in
963 institutions of higher education in the state, (4) publish such
964 documents as will, in its judgment, further its activities, and (5) in
965 consultation with institutions of higher education in the state, develop
966 a plan to improve the integration of student community service
967 programs with academic course offerings and submit the plan to the
968 joint standing committee of the General Assembly having cognizance
969 of matters relating to education not later than June 30, 1991.

970 (b) The [board] office may expend its appropriations and receipts
971 received for the purpose of initiating and supporting community
972 service programs by means of contracts, grants or other arrangements
973 which it deems effective and appropriate, provided nothing in this
974 section or section 10a-48a shall prevent the [Board of Regents for]
975 Office of Higher Education from accepting volunteer services or
976 receiving and expending federal or private funds for purposes of this
977 section and section 10a-48a.

978 (c) There is established a Connecticut Campus Compact for Student
979 Community Service to review opportunities and initiatives for, and
980 develop plans to encourage and support, student community service
981 programs at institutions of higher education in the state or which
982 involve cooperation and coordination among such institutions. The
983 compact shall be composed of the chief executive officer or president
984 of each public and independent institution of higher education in the
985 state and the [president of the Board of Regents for] executive director
986 of the Office of Higher Education, or their designees. On or before
987 October 1, 1989, and at least annually thereafter, the [president of the
988 Board of Regents for] executive director of the Office of Higher
989 Education shall convene the members of the compact.

990 Sec. 41. Section 10a-48b of the general statutes is repealed and the
991 following is substituted in lieu thereof (*Effective from passage*):

992 The [Board of Regents for] Office of Higher Education may, within
993 the limits of available appropriations, provide grants on a competitive
994 basis to public and nonprofit service entities seeking to participate in
995 the federal National and Community Service Trust Program pursuant
996 to 42 USC 12501 et seq., in order to assist such service entities in
997 meeting federal matching fund requirements for service placements,
998 provided no grant shall exceed one-half of the federally unreimbursed
999 cost to the service entity for providing such placements. Applications
1000 for grants pursuant to this section shall be made at such time and in
1001 such manner as the [president of the Board of Regents for] executive
1002 director of the Office of Higher Education prescribes.

1003 Sec. 42. Section 10a-55e of the general statutes is repealed and the
1004 following is substituted in lieu thereof (*Effective from passage*):

1005 Each regional vocational-technical school and public institution of
1006 higher education shall develop, in such manner as the
1007 [Commissioners] Commissioner of Education and president of the
1008 Board of Regents for Higher Education prescribe, agreements to share
1009 equipment required for students participating in green jobs certificate
1010 or degree programs or enrolled in a course of study concerning green
1011 jobs, including, but not limited to, solar photovoltaic installation.

1012 Sec. 43. Subsection (b) of section 10a-55i of the 2012 supplement to
1013 the general statutes is repealed and the following is substituted in lieu
1014 thereof (*Effective from passage*):

1015 (b) The Office of [Financial and Academic Affairs for] Higher
1016 Education shall enter into a memorandum of understanding with the
1017 Office of Legislative Management providing that up to one hundred
1018 thousand dollars appropriated to said [office] Office of Higher
1019 Education shall be used by the Higher Education Consolidation
1020 Committee to hire a consultant to assist said committee in fulfilling its
1021 duties.

1022 Sec. 44. Subsections (a) and (b) of section 10a-77a of the general
1023 statutes are repealed and the following is substituted in lieu thereof
1024 (*Effective from passage*):

1025 (a) (1) The Board of Trustees of the Community-Technical Colleges
1026 shall establish a permanent Endowment Fund for the
1027 Community-Technical College System to encourage donations from
1028 the private sector, with an incentive in the form of an endowment fund
1029 state grant, the net earnings on the principal of which are dedicated
1030 and made available to a regional community-technical college or the
1031 community-technical college system as a whole, for endowed
1032 professorships, scholarships and programmatic enhancements. The
1033 fund shall be administered by the board of trustees, or by a nonprofit
1034 entity entrusted for such purpose and qualified as a Section 501(c)(3)
1035 organization under the Internal Revenue Code of 1986, or any
1036 subsequent corresponding internal revenue code of the United States,
1037 as from time to time amended, and preferably constituted and
1038 controlled independent of the state and board of trustees so as to
1039 qualify the interest on state bonds the proceeds of which have been
1040 granted for deposit in the endowment fund as excludable from
1041 taxation under such code and shall, in any event, be held in a trust
1042 fund separate and apart from all other funds and accounts of the state
1043 and the community-technical college system. There shall be deposited
1044 into the fund: (A) Endowment fund state grants; and (B) interest or
1045 other income earned on the investment of moneys in the endowment
1046 fund pending transfer of the principal of the fund for the purposes
1047 identified in this subdivision. Endowment fund eligible gifts made on
1048 behalf of a regional community-technical college or the system as a
1049 whole shall be deposited in a permanent endowment fund created for
1050 each regional community-technical college and the system as a whole
1051 in the appropriate foundation established pursuant to sections 4-37e
1052 and 4-37f. A portion of the endowment fund state grant and a portion
1053 of earnings on such grant, including capital appreciation, shall be
1054 transferred, annually, within thirty days of the receipt of the
1055 endowment fund state grant by the permanent Endowment Fund for

1056 the Community-Technical College System, to such a regional
1057 community-technical college endowment fund based on the ratio of
1058 the total amount of such gifts made to such regional
1059 community-technical college to the total amount of all such gifts made
1060 to all the regional community-technical colleges and the system as a
1061 whole, provided the provisions of section 4-37f are satisfied.

1062 (2) (A) For each of the fiscal years ending June 30, 2000, to June 30,
1063 2006, inclusive, as part of the state contract with donors of endowment
1064 fund eligible gifts, the [Board of Regents for] Office of Higher
1065 Education, in accordance with section 10a-8b, as amended by this act,
1066 shall deposit in the Endowment Fund for the Community-Technical
1067 College System a grant in an amount equal to half of the total amount
1068 of endowment fund eligible gifts received by or for the benefit of the
1069 community-technical college system as a whole and each regional
1070 community-technical college for the calendar year ending the
1071 December thirty-first preceding the commencement of such fiscal year,
1072 as certified by the chairperson of the board of trustees by February
1073 fifteenth to (i) the Secretary of the Office of Policy and Management,
1074 (ii) the joint standing committee of the General Assembly having
1075 cognizance of matters relating to appropriations and the budgets of
1076 state agencies, and (iii) the [president of the Board of Regents for]
1077 executive director of the Office of Higher Education, provided such
1078 sums do not exceed the endowment fund state grant maximum
1079 commitment for the fiscal year in which the grant is made.

1080 (B) For each of the fiscal years ending June 30, 2007, to June 30, 2014,
1081 inclusive, as part of the state contract with donors of endowment fund
1082 eligible gifts, the [Board of Regents for] Office of Higher Education, in
1083 accordance with section 10a-8b, as amended by this act, shall deposit
1084 in the Endowment Fund for the Community-Technical College System
1085 a grant in an amount equal to one-quarter of the total amount of
1086 endowment fund eligible gifts, except as provided in this subdivision,
1087 received by or for the benefit of the community-technical college
1088 system as a whole and each regional community-technical college for
1089 the calendar year ending the December thirty-first preceding the

1090 commencement of such fiscal year, as certified by the chairperson of
1091 the board of trustees by February fifteenth to (i) the Secretary of the
1092 Office of Policy and Management, (ii) the joint standing committee of
1093 the General Assembly having cognizance of matters relating to
1094 appropriations and the budgets of state agencies, and (iii) the
1095 [president of the Board of Regents for] executive director of the Office
1096 of Higher Education, provided such sums do not exceed the
1097 endowment fund state grant maximum commitment for the fiscal year
1098 in which the grant is made. Endowment fund eligible gifts that meet
1099 the criteria set forth in this subdivision, made by donors during the
1100 period from January 1, 2005, to June 30, 2005, shall continue to be
1101 matched by the [Board of Regents for] Office of Higher Education in an
1102 amount equal to one-half of the total amount of endowment fund
1103 eligible gifts received. Commitments by donors to make endowment
1104 fund eligible gifts for two or more years that meet the criteria set forth
1105 in this subdivision and that are made for the period prior to December
1106 31, 2004, but ending before December 31, 2012, shall continue to be
1107 matched by the [Board of Regents for] Office of Higher Education in an
1108 amount equal to one-half of the total amount of endowment fund
1109 eligible gifts received through the commitment.

1110 (C) In any such fiscal year in which the total of the eligible gifts
1111 received by the community-technical colleges exceeds the endowment
1112 fund state grant maximum commitment for such fiscal year the
1113 amount in excess of such endowment fund state grant maximum
1114 commitment shall be carried forward and be eligible for a matching
1115 state grant in any succeeding fiscal year from the fiscal year ending
1116 June 30, 2000, to the fiscal year ending June 30, 2014, inclusive, subject
1117 to the endowment fund state grant maximum commitment. Any
1118 endowment fund eligible gifts that are not included in the total
1119 amount of endowment fund eligible gifts certified by the chairperson
1120 of the board of trustees pursuant to this subdivision may be carried
1121 forward and be eligible for a matching state grant in any succeeding
1122 fiscal year from the fiscal year ending June 30, 2000, to the fiscal year
1123 ending June 30, 2014, inclusive, subject to the endowment fund state

1124 matching grant commitment for such fiscal year.

1125 (3) The Board of Trustees of the Community-Technical Colleges
1126 shall adopt, by October 1, 1997, guidelines with respect to (A) the
1127 solicitation of endowment fund eligible gifts from private donors, and
1128 (B) governing the acceptance of gifts made by a foundation established
1129 pursuant to sections 4-37e and 4-37f, to a community-technical college
1130 or its employees for reimbursement of expenditures or payment of
1131 expenditures on behalf of a community-technical college or its
1132 employees. Private donations shall not be construed to include
1133 proceeds of municipal grants.

1134 (b) For the purposes of this section: (1) "Endowment fund eligible
1135 gift" means a gift to or for the benefit of a regional community-
1136 technical college or the community-technical college system as a whole
1137 of cash or assets which may be reduced to cash or which has a value
1138 that is ascertainable by such regional community-technical college or
1139 the community-technical college system as a whole which the donor
1140 has specifically designated for deposit in the endowment fund or
1141 which explicitly or implicitly by the terms of the gift the regional
1142 community-technical college or community-technical college system as
1143 a whole may and does deposit or permit to be deposited in the
1144 endowment funds. (2) "Endowment fund state grant" means moneys
1145 that are transferred by the [Board of Regents for] Office of Higher
1146 Education from the fund established pursuant to section 10a-8b, as
1147 amended by this act, to the endowment fund established pursuant to
1148 this section in an aggregate amount not exceeding the endowment
1149 fund state grant maximum commitment. (3) "Endowment fund state
1150 grant maximum commitment" means an amount not exceeding two
1151 million dollars for the fiscal year ending June 30, 2000, two and one-
1152 half million dollars for the fiscal year ending June 30, 2001, three
1153 million dollars for the fiscal year ending June 30, 2002, three and one-
1154 half million dollars for the fiscal year ending June 30, 2003, and five
1155 million dollars for each of the fiscal years ending June 30, 2004, to June
1156 30, 2014, inclusive.

1157 Sec. 45. Section 10a-87 of the general statutes is repealed and the
1158 following is substituted in lieu thereof (*Effective from passage*):

1159 The Board of Trustees of the Connecticut State University System
1160 shall maintain: Western Connecticut State University, Southern
1161 Connecticut State University, Eastern Connecticut State University and
1162 Central Connecticut State University. The board of trustees shall offer
1163 curricula which shall prepare persons who have successfully
1164 completed the same to teach in the schools of the state at any of said
1165 institutions as the board shall deem appropriate and, in addition,
1166 programs of study in academic and career fields, provided the board
1167 of trustees shall submit to the Board of [Governors of] Regents for
1168 Higher Education for review and approval recommendations for
1169 program terminations at any of said institutions in accordance with the
1170 provisions of subdivision (8) of subsection (a) of section 10a-6. The
1171 board of trustees shall establish policies which protect academic
1172 freedom and the content of course and degree programs, provided
1173 such policies shall be consistent with state-wide policy and guidelines
1174 established by the Board of [Governors of] Regents for Higher
1175 Education. Each of said institutions shall confer such degrees in
1176 education and in academic and career fields as are appropriate to the
1177 curricula of said institution and as are usually conferred by the
1178 institutions; honorary degrees may be conferred by said institutions
1179 upon approval of each honorary degree recipient by the Board of
1180 Trustees of the Connecticut State University System.

1181 Sec. 46. Section 10a-99a of the general statutes is repealed and the
1182 following is substituted in lieu thereof (*Effective from passage*):

1183 (a) (1) The Board of Trustees of the Connecticut State University
1184 System shall establish a permanent Endowment Fund for the
1185 Connecticut State University System to encourage donations from the
1186 private sector, with an incentive in the form of an endowment fund
1187 state grant, the net earnings on the principal of which are dedicated
1188 and made available to a state university or the Connecticut State
1189 University System as a whole, for endowed professorships,

1190 scholarships and programmatic enhancements. The fund shall be
1191 administered by the board of trustees, or by a nonprofit entity
1192 entrusted for such purpose and qualified as a Section 501(c)(3)
1193 organization under the Internal Revenue Code of 1986, or any
1194 subsequent corresponding internal revenue code of the United States,
1195 as from time to time amended, and preferably constituted and
1196 controlled independent of the state and university so as to qualify the
1197 interest on state bonds the proceeds of which have been granted for
1198 deposit in the endowment fund as excludable from federal taxation
1199 under such code and shall, in any event, be held in a trust fund
1200 separate and apart from all other funds and accounts of the state and
1201 university. There shall be deposited into the fund: (A) Endowment
1202 fund state grants; and (B) interest or other earnings from the
1203 investment of moneys in the endowment fund pending transfer of the
1204 principal of the fund for the purposes identified in this subdivision.
1205 Endowment fund eligible gifts made on behalf of a state university or
1206 the system as a whole shall be deposited in a permanent endowment
1207 fund created for each such state university and the system as a whole
1208 in the appropriate foundation established pursuant to sections 4-37e
1209 and 4-37f. A portion of the endowment fund state grant and a portion
1210 of earnings on such grant, including capital appreciation, shall be
1211 transferred, annually, within thirty days of the receipt of the
1212 endowment fund state grant by the permanent Endowment Fund for
1213 the Connecticut State University System, to such a state university
1214 endowment fund based on the ratio of the total amount of such gifts
1215 made to such state university to the total amount of all such gifts made
1216 to all the state universities and the system as a whole, provided the
1217 provisions of section 4-37f are satisfied.

1218 (2) (A) For each of the fiscal years ending June 30, 2000, to June 30,
1219 2006, inclusive, as part of the state contract with donors of endowment
1220 fund eligible gifts, the [Board of Regents for] Office of Higher
1221 Education, in accordance with section 10a-8b, as amended by this act,
1222 shall deposit in the Endowment Fund for the Connecticut State
1223 University System a grant in an amount equal to half of the total

1224 amount of endowment fund eligible gifts received by or for the benefit
1225 of the Connecticut State University System as a whole and each state
1226 university for the calendar year ending the December thirty-first
1227 preceding the commencement of such fiscal year, as certified by the
1228 chairperson of the board of trustees by February fifteenth to (i) the
1229 Secretary of the Office of Policy and Management, (ii) the joint
1230 standing committee of the General Assembly having cognizance of
1231 matters relating to appropriations and the budgets of state agencies,
1232 and (iii) the [president of the Board of Regents for] executive director
1233 of the Office of Higher Education, provided such sums do not exceed
1234 the endowment fund state grant maximum commitment for the fiscal
1235 year in which the grant is made.

1236 (B) For each of the fiscal years ending June 30, 2007, to June 30, 2014,
1237 inclusive, as part of the state contract with donors of endowment fund
1238 eligible gifts, the [Board of Regents for] Office of Higher Education, in
1239 accordance with section 10a-8b, as amended by this act, shall deposit
1240 in the Endowment Fund for the Connecticut State University System a
1241 grant in an amount equal to one-quarter of the total amount of
1242 endowment fund eligible gifts, except as provided for in this
1243 subdivision, received by or for the benefit of the Connecticut State
1244 University System as a whole and each state university for the
1245 calendar year ending the December thirty-first preceding the
1246 commencement of such fiscal year, as certified by the chairperson of
1247 the board of trustees by February fifteenth to (i) the Secretary of the
1248 Office of Policy and Management, (ii) the joint standing committee of
1249 the General Assembly having cognizance of matters relating to
1250 appropriations and the budgets of state agencies, and (iii) the
1251 [president of the Board of Regents for] executive director of the Office
1252 of Higher Education, provided such sums do not exceed the
1253 endowment fund state grant maximum commitment for the fiscal year
1254 in which the grant is made. Endowment fund eligible gifts that meet
1255 the criteria set forth in this subdivision, made by donors during the
1256 period from January 1, 2005, to June 30, 2005, shall continue to be
1257 matched by the [Board of Regents for] Office of Higher Education in an

1258 amount equal to one-half of the total amount of endowment fund
1259 eligible gifts received. Commitments by donors to make endowment
1260 fund eligible gifts for two or more years that meet the criteria set forth
1261 in this subdivision and that are made for the period prior to December
1262 31, 2004, but ending before December 31, 2012, shall continue to be
1263 matched by the [Board of Regents for] Office of Higher Education in an
1264 amount equal to one-half of the total amount of endowment fund
1265 eligible gifts received.

1266 (C) In any such fiscal year in which the total of the eligible gifts
1267 received by the Connecticut State University System as a whole and
1268 each state university exceed the endowment fund state grant
1269 maximum commitment for such fiscal year the amount in excess of
1270 such endowment fund state grant maximum commitment shall be
1271 carried forward and be eligible for a matching state grant in any
1272 succeeding fiscal year from the fiscal year ending June 30, 2000, to the
1273 fiscal year ending June 30, 2014, inclusive, subject to the endowment
1274 fund state grant maximum commitment. Any endowment fund
1275 eligible gifts that are not included in the total amount of endowment
1276 fund eligible gifts certified by the chairperson of the board of trustees
1277 pursuant to this subdivision may be carried forward and be eligible for
1278 a matching state grant in any succeeding fiscal year from the fiscal year
1279 ending June 30, 2000, to the fiscal year ending June 30, 2014, inclusive,
1280 subject to the endowment fund state matching grant maximum
1281 commitment for such fiscal year.

1282 (3) The Board of Trustees of the Connecticut State University System
1283 shall adopt, by October 1, 1997, guidelines with respect to (A) the
1284 solicitation of endowment fund eligible gifts from private donors, and
1285 (B) governing the acceptance of gifts made by a foundation established
1286 pursuant to sections 4-37e and 4-37f, to a state university or its
1287 employees for reimbursement of expenditures or payment of
1288 expenditures on behalf of a state university or its employees. Private
1289 donations shall not be construed to include proceeds of federal grants
1290 but may include proceeds of municipal grants.

1291 (b) For the purposes of this section: (1) "Endowment fund eligible
1292 gift" means a gift to or for the benefit of any of the state universities of
1293 the Connecticut State University System or the system as a whole of
1294 cash or assets which may be reduced to cash or which has the value
1295 that is ascertainable by the state universities or the system as a whole
1296 and which the donor has specifically designated for deposit in the
1297 endowment fund or which explicitly or implicitly by the terms of the
1298 gift, the universities or the system as a whole may and does deposit or
1299 permit to be deposited in the endowment funds. (2) "Endowment fund
1300 state grant" means moneys transferred by the [Board of Regents for]
1301 Office of Higher Education from the fund established pursuant to
1302 section 10a-8b, as amended by this act, to the endowment fund
1303 established pursuant to this section in an aggregate amount not
1304 exceeding the endowment fund state grant maximum commitment. (3)
1305 "Endowment fund state grant maximum commitment" means an
1306 amount not exceeding two and one-half million dollars in the fiscal
1307 year ending June 30, 2000, five million dollars for each of the fiscal
1308 years ending June 30, 2001, and June 30, 2002, and seven million five
1309 hundred thousand dollars for each of the fiscal years ending June 30,
1310 2003, to June 30, 2014, inclusive.

1311 Sec. 47. Subdivision (6) of subsection (a) of section 10a-109d of the
1312 2012 supplement to the general statutes is repealed and the following
1313 is substituted in lieu thereof (*Effective from passage*):

1314 (6) To plan, design, acquire, construct, build, enlarge, alter,
1315 reconstruct, renovate, improve, equip, own, operate, maintain, dispose
1316 of and demolish any project or projects, or any combination of projects,
1317 including without limitation any contract in furtherance of UConn
1318 2000, notwithstanding the provisions of [sections 10a-9 and]
1319 subsections (b) and (c) of 10a-105 or any other provisions of the general
1320 statutes regarding the powers of the university to undertake capital
1321 projects and purchase personal property;

1322 Sec. 48. Subdivision (2) of subsection (b) of section 10a-109i of the
1323 general statutes is repealed and the following is substituted in lieu

1324 thereof (*Effective from passage*):

1325 (2) (A) For each of the fiscal years ending June 30, 1999, to June 30,
1326 2006, inclusive, as part of the state contract with donors of endowment
1327 fund eligible gifts, the [Board of Regents for] Office of Higher
1328 Education, in accordance with section 10a-8b, as amended by this act,
1329 shall deposit in the endowment fund for the university a grant in an
1330 amount equal to half of the total amount of endowment fund eligible
1331 gifts, except as provided in this subparagraph, received by the
1332 university or for the benefit of the university for the calendar year
1333 ending the December thirty-first preceding the commencement of such
1334 fiscal year, as certified by the chairperson of the board of trustees by
1335 February fifteenth to (i) the Secretary of the Office of Policy and
1336 Management, (ii) the joint standing committee of the General
1337 Assembly having cognizance of matters relating to appropriations and
1338 the budgets of state agencies, and (iii) the [president of the Board of
1339 Regents for] executive director of the Office of Higher Education,
1340 provided such sums do not exceed the endowment fund state grant
1341 maximum commitment for the fiscal year in which the grant is made.
1342 For the fiscal years ending June 30, 1999, and June 30, 2000, the [Board
1343 of Regents for] Office of Higher Education shall deposit in the
1344 endowment fund for the university grants in total amounts which shall
1345 not exceed the endowment fund state grant, as defined in subdivision
1346 (7) of section 10a-109c of the general statutes, revision of 1958, revised
1347 to January 1, 1997, and which shall be equal to the amounts certified by
1348 the chairperson of the board of trustees for each such fiscal year of
1349 endowment fund eligible gifts received by the university or for the
1350 benefit of the university and for which written commitments were
1351 made prior to July 1, 1997. For the fiscal year ending June 30, 1999, the
1352 funds required to be deposited in the endowment fund pursuant to
1353 this subparagraph shall be appropriated to the university for such
1354 purpose and not appropriated to the fund established pursuant to
1355 section 10a-8b, as amended by this act.

1356 (B) For each of the fiscal years ending June 30, 2007, to June 30, 2014,
1357 inclusive, as part of the state contract with donors of endowment fund

1358 eligible gifts, the [Board of Regents for] Office of Higher Education, in
1359 accordance with section 10a-8b, as amended by this act, shall deposit
1360 in the endowment fund for the university a grant in an amount equal
1361 to one-quarter of the total amount of endowment fund eligible gifts,
1362 except as provided in this subdivision, received by the university or
1363 for the benefit of the university for the calendar year ending the
1364 December thirty-first preceding the commencement of such fiscal year,
1365 as certified by the chairperson of the board of trustees by February
1366 fifteenth to (i) the Secretary of the Office of Policy and Management,
1367 (ii) the joint standing committee of the General Assembly having
1368 cognizance of matters relating to appropriations and the budgets of
1369 state agencies, and (iii) the [president of the Board of Regents for]
1370 executive director of the Office of Higher Education, provided such
1371 sums do not exceed the endowment fund state grant maximum
1372 commitment for the fiscal year in which the grant is made.
1373 Endowment fund eligible gifts that meet the criteria set forth in this
1374 subdivision, made by donors during the period from January 1, 2005,
1375 to June 30, 2005, shall continue to be matched by the [Board of Regents
1376 for] Office of Higher Education in an amount equal to one-half of the
1377 total amount of endowment fund eligible gifts received. Commitments
1378 by donors to make endowment fund eligible gifts for two or more
1379 years that meet the criteria set forth in this subdivision and that are
1380 made for the period prior to December 31, 2004, but ending before
1381 December 31, 2012, shall continue to be matched by the [Board of
1382 Regents for] Office of Higher Education in an amount equal to one-half
1383 of the total amount of endowment fund eligible gifts received through
1384 the commitment.

1385 (C) In any such fiscal year in which the eligible gifts received by the
1386 university exceed the endowment fund state grant maximum
1387 commitment for such fiscal year the amount in excess of such
1388 endowment fund state grant maximum commitment for such fiscal
1389 year, shall be carried forward and be eligible for a matching state grant
1390 in any succeeding fiscal year from the fiscal year ending June 30, 1999,
1391 to the fiscal year ending June 30, 2014, inclusive, subject to the

1392 endowment fund state grant maximum commitment for such fiscal
1393 year. Any endowment fund eligible gifts that are not included in the
1394 total amount of endowment fund eligible gifts certified by the
1395 chairperson of the board of trustees pursuant to this subparagraph
1396 may be carried forward and be eligible for a matching state grant in
1397 any succeeding fiscal year from the fiscal year ending June 30, 2000, to
1398 the fiscal year ending June 30, 2014, inclusive, subject to the
1399 endowment fund state matching grant maximum commitment for
1400 such fiscal year.

1401 Sec. 49. Section 10a-143a of the general statutes is repealed and the
1402 following is substituted in lieu thereof (*Effective from passage*):

1403 (a) (1) The Board for State Academic Awards shall establish a
1404 permanent Endowment Fund for Charter Oak State College to
1405 encourage donations from the private sector, with an incentive in the
1406 form of an endowment fund state grant, the net earnings on the
1407 principal of which are dedicated and made available to Charter Oak
1408 State College for scholarships and programmatic enhancements. The
1409 fund shall be administered by the Board for State Academic Awards or
1410 by a nonprofit entity entrusted for such purpose and qualified as a
1411 Section 501(c)(3) organization under the Internal Revenue Code of
1412 1986, or any subsequent corresponding internal revenue code of the
1413 United States, as from time to time amended, and preferably
1414 constituted and controlled independent of the state and college so as to
1415 qualify the interest on state bonds the proceeds of which have been
1416 granted for deposit in the endowment fund as excludable from federal
1417 taxation under such code and shall, in any event, be held in a trust
1418 fund separate and apart from all other funds and accounts of the state
1419 and the Board for State Academic Awards. There shall be deposited
1420 into the fund: (A) Endowment fund eligible gifts; (B) endowment fund
1421 state grants; and (C) interest or other earnings from the investment of
1422 moneys in the endowment fund pending transfer or use of earnings on
1423 the principal of the fund for the purposes identified in this subdivision.

1424 (2) (A) For each of the fiscal years ending June 30, 2000, to June 30,

1425 2006, inclusive, as part of the state contract with donors of endowment
1426 fund eligible gifts, the [Department] Office of Higher Education, in
1427 accordance with section 10a-8b, as amended by this act, shall deposit
1428 in the Endowment Fund for Charter Oak State College a grant in an
1429 amount equal to half of the total amount of endowment fund eligible
1430 gifts received by or for the benefit of Charter Oak State College for the
1431 calendar year ending the December thirty-first preceding the
1432 commencement of such fiscal year, as certified by the chairperson of
1433 the Board for State Academic Awards by February fifteenth to (i) the
1434 Secretary of the Office of Policy and Management, (ii) the joint
1435 standing committee of the General Assembly having cognizance of
1436 matters relating to appropriations and the budgets of state agencies,
1437 and (iii) the [Commissioner] executive director of the Office of Higher
1438 Education, provided such sums do not exceed the endowment fund
1439 state grant maximum commitment for the fiscal year in which the
1440 grant is made.

1441 (B) For each of the fiscal years ending June 30, 2007, to June 30, 2014,
1442 inclusive, as part of the state contract with donors of endowment fund
1443 eligible gifts, the [Department] Office of Higher Education, in
1444 accordance with section 10a-8b, as amended by this act, shall deposit
1445 in the Endowment Fund for Charter Oak State College a grant in an
1446 amount equal to one-quarter of the total amount of endowment fund
1447 eligible gifts, except as provided in this subdivision, received by or for
1448 the benefit of Charter Oak State College for the calendar year ending
1449 the December thirty-first preceding the commencement of such fiscal
1450 year, as certified by the chairperson of the Board for State Academic
1451 Awards by February fifteenth to (i) the Secretary of the Office of Policy
1452 and Management, (ii) the joint standing committee of the General
1453 Assembly having cognizance of matters relating to appropriations and
1454 the budgets of state agencies, and (iii) the [Commissioner] executive
1455 director of the Office of Higher Education, provided such sums do not
1456 exceed the endowment fund state grant maximum commitment for the
1457 fiscal year in which the grant is made. Endowment fund eligible gifts
1458 that meet the criteria set forth in this subdivision, made by donors

1459 during the period from January 1, 2005, to June 30, 2005, shall continue
1460 to be matched by the [Department] Office of Higher Education in an
1461 amount equal to one-half of the total amount of endowment fund
1462 eligible gifts received. Commitments by donors to make endowment
1463 fund eligible gifts for two or more years that meet the criteria set forth
1464 in this subdivision and that are made for the period prior to December
1465 31, 2004, but ending before December 31, 2012, shall continue to be
1466 matched by the [Department] Office of Higher Education in an amount
1467 equal to one-half of the total amount of endowment fund eligible gifts
1468 received through the commitment.

1469 (C) In any such fiscal year in which the total of the eligible gifts
1470 received by Charter Oak State College exceeds the endowment fund
1471 state grant maximum commitment for such fiscal year the amount in
1472 excess of such endowment fund state grant maximum commitment
1473 shall be carried forward and be eligible for a matching state grant in
1474 any succeeding fiscal year from the fiscal year ending June 30, 2000, to
1475 the fiscal year ending June 30, 2014, inclusive, subject to the
1476 endowment fund state grant maximum commitment. Any endowment
1477 fund eligible gifts that are not included in the total amount of
1478 endowment fund eligible gifts certified by the chairperson of the Board
1479 for State Academic Awards pursuant to this subdivision may be
1480 carried forward and be eligible for a matching state grant in any
1481 succeeding fiscal year from the fiscal year ending June 30, 2000, to the
1482 fiscal year ending June 30, 2014, inclusive, subject to the endowment
1483 fund state matching grant maximum commitment for such fiscal year.

1484 (3) The Board for State Academic Awards shall adopt, by October 1,
1485 1997, guidelines with respect to (A) the solicitation of endowment fund
1486 eligible gifts from private donors, and (B) governing the acceptance of
1487 gifts made by a foundation established pursuant to sections 4-37e and
1488 4-37f, to Charter Oak State College or its employees for reimbursement
1489 of expenditures or payment of expenditures on behalf of Charter Oak
1490 State College or its employees. Private donations shall not be
1491 construed to include proceeds of municipal grants.

1492 (b) For the purposes of this section: (1) "Endowment fund eligible
1493 gift" means a gift to or for the benefit of Charter Oak State College of
1494 cash or assets which may be reduced to cash or which has a value that
1495 is ascertainable by such college which the donor has specifically
1496 designated for deposit in the endowment fund or which explicitly or
1497 implicitly by the terms of the gift Charter Oak State College may and
1498 does deposit or permit to be deposited in the endowment fund. (2)
1499 "Endowment fund state grant" means moneys that are transferred by
1500 the [Department] Office of Higher Education from the fund established
1501 pursuant to section 10a-8b, as amended by this act, to the endowment
1502 fund established pursuant to this section in an aggregate amount not
1503 exceeding the endowment fund state grant maximum commitment. (3)
1504 "Endowment fund state grant maximum commitment" means an
1505 amount not exceeding one hundred thousand dollars for each fiscal
1506 year from the fiscal year ending June 30, 2000, to the fiscal year ending
1507 June 30, 2014, inclusive.

1508 (c) Notwithstanding the endowment fund state grant maximum
1509 commitment level provided for each fiscal year pursuant to subsection
1510 (b) of this section, the total of the endowment fund state grant
1511 maximum commitments for the fiscal years ending June 30, 2000, to
1512 June 30, 2014, inclusive, shall not exceed nine hundred thousand
1513 dollars.

1514 Sec. 50. Section 10a-150d of the general statutes is repealed and the
1515 following is substituted in lieu thereof (*Effective from passage*):

1516 Information required to be disclosed to the [commissioner]
1517 president of the Board of Regents for Higher Education under section
1518 10a-150c shall be a matter of public record.

1519 Sec. 51. Section 10a-161a of the general statutes is repealed and the
1520 following is substituted in lieu thereof (*Effective from passage*):

1521 The president of the Board of Regents for Higher Education and the
1522 Office of Higher Education shall report, biennially, in accordance with
1523 the provisions of section 11-4a, to the joint standing committee of the

1524 General Assembly having cognizance of matters relating to education
1525 on state, northeast regional and national trends in (1) the cost of
1526 attendance at public and independent institutions of higher education
1527 and private occupational schools, and (2) the availability and
1528 utilization of all forms of student financial aid relative to economic
1529 conditions and personal income.

1530 Sec. 52. Subparagraph (J) of subdivision (37) of subsection (a) of
1531 section 12-407 of the 2012 supplement to the general statutes is
1532 repealed and the following is substituted in lieu thereof (*Effective from*
1533 *passage*):

1534 (J) Business analysis, management, management consulting and
1535 public relations services, excluding (i) any environmental consulting
1536 services, (ii) any training services provided by an institution of higher
1537 education licensed or accredited by the Board of Regents for Higher
1538 Education or State Board of Education pursuant to [section] sections
1539 10a-35a and 10a-34, respectively, and (iii) on and after January 1, 1994,
1540 any business analysis, management, management consulting and
1541 public relations services when such services are rendered in connection
1542 with an aircraft leased or owned by a certificated air carrier or in
1543 connection with an aircraft which has a maximum certificated take-off
1544 weight of six thousand pounds or more;

1545 Sec. 53. Subsection (b) of section 20-37a of the general statutes is
1546 repealed and the following is substituted in lieu thereof (*Effective from*
1547 *passage*):

1548 (b) Notwithstanding the requirements of section 20-37, no license to
1549 practice natureopathic medicine is required of:

1550 (1) Students enrolled in a college or program of natureopathic
1551 medicine if (A) the college or program is recognized by the Council on
1552 Natureopathic Medical Education or licensed or accredited by the
1553 Board of Regents for Higher Education or State Board of Education,
1554 and (B) the practice that would otherwise require a license is pursuant
1555 to a course of instruction or assignments from an instructor and under

1556 the supervision of the instructor; or

1557 (2) Licensed faculty members providing the didactic and clinical
1558 training necessary to meet the accreditation standards of the Council
1559 on Natureopathic Medical Education at a college or program
1560 recognized by the council or licensed or accredited by the Board of
1561 Regents for Higher Education or State Board of Education.

1562 Sec. 54. Subsection (i) of section 20-206bb of the 2012 supplement to
1563 the general statutes is repealed and the following is substituted in lieu
1564 thereof (*Effective from passage*):

1565 (i) Notwithstanding the provisions of subsection (a) of this section,
1566 no license to engage in the practice of acupuncture is required of: (1)
1567 Students enrolled in a college or program of acupuncture if (A) the
1568 college or program is recognized by the Accreditation Commission for
1569 Acupuncture and Oriental Medicine or licensed or accredited by the
1570 Board of Regents for Higher Education or State Board of Education,
1571 and (B) the practice that would otherwise require a license is pursuant
1572 to a course of instruction or assignments from a licensed instructor and
1573 under the supervision of the instructor; or (2) faculty members
1574 providing the didactic and clinical training necessary to meet the
1575 accreditation standards of the Accreditation Commission for
1576 Acupuncture and Oriental Medicine at a college or program
1577 recognized by the commission or licensed or accredited by the Board
1578 of Regents for Higher Education or State Board of Education. For
1579 purposes of this subsection, "licensed instructor" means a faculty
1580 member or instructor licensed under this section or otherwise
1581 authorized to engage in the practice of acupuncture in this state.

1582 Sec. 55. Section 30-20a of the general statutes is repealed and the
1583 following is substituted in lieu thereof (*Effective from passage*):

1584 (a) (1) A university permit for beer shall allow the retail sale of beer
1585 on land and in a building which is subject to the care, custody and
1586 control of an institution offering a program of higher learning, as
1587 defined in section 10a-34, which has been accredited by the Board of

1588 Regents for Higher Education or State Board of Education or otherwise
1589 is authorized to award a degree pursuant to section 10a-34. Such
1590 beverages shall be available for consumption on the premises by
1591 students, faculty and staff of the institution or their guests. Such
1592 permits shall be under the supervision and control of the Department
1593 of Consumer Protection. The annual fee for a university permit for
1594 beer shall be three hundred dollars.

1595 (2) A university permit for wine and beer shall allow the retail sale
1596 of wine and beer on land and in a building which is subject to the care,
1597 custody and control of an institution offering a program of higher
1598 learning, as defined in section 10a-34, which has been accredited by the
1599 Board of Regents for Higher Education or State Board of Education or
1600 otherwise is authorized to award a degree pursuant to section 10a-34.
1601 Such beverages shall be available for consumption on the premises by
1602 students, faculty and staff of the institution or their guests. Such
1603 permits shall be under the supervision and control of the Department
1604 of Consumer Protection. The annual fee for a university permit for
1605 beer and wine shall be seven hundred dollars.

1606 (b) A university liquor permit shall allow the retail sale of alcoholic
1607 liquor: (1) In a room that is subject to the care, custody and control of
1608 The University of Connecticut Board of Trustees, or (2) on land or in a
1609 building situated on or abutting a golf course which is subject to the
1610 care, custody and control of an institution offering a program of higher
1611 learning, as defined in section 10a-34, which has been accredited by the
1612 Board of Regents for Higher Education or State Board of Education or
1613 otherwise is authorized to award a degree pursuant to section 10a-34.
1614 Such permits shall be under the supervision and control of the
1615 Department of Consumer Protection. The annual fee for a university
1616 liquor permit shall be three hundred dollars.

1617 Sec. 56. (*Effective from passage*) (a) Wherever the term "Office of
1618 Financial and Academic Affairs for Higher Education" is used or
1619 referred to in the following sections of the general statutes, the term
1620 "Office of Higher Education" shall be substituted in lieu thereof: 10-

1621 155d, 10a-1d, 10a-10a, 10a-11, as amended by this act, 10a-11a, 10a-22d,
1622 10a-22r, 10a-22s, 10a-22u, 10a-34, 10a-34a, 10a-34c, 10a-34d, 10a-34e,
1623 10a-34f, 10a-35, 10a-38, 10a-39, 10a-40, 10a-42, 10a-42g, 10a-48a, 10a-
1624 104, 10a-163a, 10a-164a, 10a-168a, 10a-169 and 10a-170.

1625 (b) Wherever the term "Office of Financial and Academic Affairs for
1626 Higher Education" is used or referred to in any public or special act of
1627 2012, the term "Office of Higher Education" shall be substituted in lieu
1628 thereof.

1629 Sec. 57. Subsection (a) of section 10a-1e of the 2012 supplement to
1630 the general statutes is repealed and the following is substituted in lieu
1631 thereof (*Effective from passage*):

1632 (a) Wherever the term "Board of Governors of Higher Education" is
1633 used or referred to in the following sections of the general statutes, the
1634 term "Board of Regents for Higher Education" shall be substituted in
1635 lieu thereof: 3-22e, 4-38c, 4-67x, 4-89, 4-186, 4d-80, 4d-82, 5-160, 5-177,
1636 10-16p, 10-19, 10-145a, 10-145b, 10-145m, 10-145n, 10-145p, 10-155e, 10-
1637 155l, 10-183n, 10-220a, 10-235, 10a-6, 10a-7, 10a-10, 10a-12b, 10a-13, 10a-
1638 16, 10a-19i, 10a-20a, 10a-22, [10a-24,] 10a-25j, 10a-25o, 10a-25p, 10a-31,
1639 10a-33, 10a-36, 10a-42b, 10a-43, 10a-44b, 10a-45, 10a-46, 10a-48, 10a-48b,
1640 10a-49, 10a-51, 10a-54, 10a-66, 10a-74, 10a-78, 10a-132a, 10a-149, 10a-
1641 161, 10a-162a, 10a-163, 10a-163b, 10a-166, 10a-168, 10a-169, 10a-170b,
1642 10a-170d, 10a-170l, 10a-170m, 10a-170u, 10a-170v, 10a-170w, 10a-171,
1643 10a-203, 10a-210, 12-407, 19a-75, 20-37a, 20-206bb, 30-20a and 52-279.

1644 Sec. 58. Subdivision (1) of subsection (c) of section 10-155l of the
1645 general statutes is repealed and the following is substituted in lieu
1646 thereof (*Effective from passage*):

1647 (1) A fellows program leading to the eligibility for an educator
1648 certificate for minority individuals who have (A) completed an
1649 intensive summer session focusing on classroom management and
1650 methodology, (B) received a bachelor's degree from an institution of
1651 higher education accredited by the Board of Regents for Higher
1652 Education or State Board of Education or regionally accredited, (C)

1653 achieved a satisfactory score on the examination required pursuant to
1654 section 10-145f or have had such requirement waived pursuant to said
1655 section, and (D) have such other qualifications for the issuance of an
1656 educator certificate as are required for individuals participating in the
1657 alternate route to certification program under section 10-155d;

1658 Sec. 59. Section 10-264n of the general statutes is repealed and the
1659 following is substituted in lieu thereof (*Effective from passage*):

1660 The Commissioner of Education shall consult with [any regional
1661 community-technical college,] (1) the Board of Trustees for
1662 Community-Technical Colleges, (2) the Board of Trustees of the
1663 Connecticut State University System, (3) the boards of trustees for
1664 higher education institutions licensed and accredited by the [Board of
1665 Higher Education] or State Board of Education, or (4) the Board of
1666 Trustees for The University of Connecticut and may consult with any
1667 not-for-profit corporation approved by the Commissioner of Education
1668 to initiate collaborative planning for establishing additional
1669 interdistrict magnet schools in the Sheff region, as defined in
1670 subsection (q) of section 10-266aa.

1671 Sec. 60. Section 10a-46 of the general statutes is repealed and the
1672 following is substituted in lieu thereof (*Effective from passage*):

1673 Notwithstanding the power granted to said Board of Regents for
1674 Higher Education or Office of Higher Education by section 10a-45, the
1675 Governor may, if in his judgment it is more appropriate for a
1676 particular federal program or programs pertaining to higher education
1677 to be administered by an agency other than said board or office,
1678 designate any commissioner, officer or agency of the state, or any
1679 group or committee of commissioners or officers of the state, to serve
1680 as the sole agency of the state in performing the functions enumerated
1681 in the preceding section, and any such agency so designated by the
1682 Governor may perform said functions.

1683 Sec. 61. Subsection (c) of section 10a-163 of the general statutes is
1684 repealed and the following is substituted in lieu thereof (*Effective from*

1685 *passage*):

1686 (c) Full-time undergraduate students in their junior or senior years
1687 and full-time graduate students who have been admitted to a teacher
1688 education program approved by the State Board of Education and
1689 accredited by the Board of Regents for Higher Education or State
1690 Board of Education and which prepares an individual for teaching in a
1691 field designated by the Commissioner of Education as an area of
1692 critical teacher shortage shall, within available appropriations, be
1693 eligible for student loans under this program in an amount not greater
1694 than five thousand dollars per year for not more than two years.

1695 Sec. 62. Subsection (d) of section 20-206bb of the 2012 supplement to
1696 the general statutes is repealed and the following is substituted in lieu
1697 thereof (*Effective from passage*):

1698 (d) Notwithstanding the provisions of subsection (b) of this section,
1699 the department shall, prior to September 1, 2005, issue a license to any
1700 applicant who presents to the department satisfactory evidence that
1701 the applicant has (1) earned, or successfully completed requirements
1702 for, a master's degree in acupuncture from a program that includes a
1703 minimum of one thousand three hundred fifty hours of didactic and
1704 clinical training, five hundred of which are clinical, from an institution
1705 of higher education accredited by the Board of Regents for Higher
1706 Education or State Board of Education at the time of the applicant's
1707 graduation, (2) passed all portions of the National Certification
1708 Commission for Acupuncture and Oriental Medicine acupuncture
1709 examination, including the acupuncture portion of the comprehensive
1710 written examination in acupuncture, the clean needle technique
1711 portion of the comprehensive written examination in acupuncture and
1712 the practical examination of point location skills, and (3) successfully
1713 completed a course in clean needle technique offered by the Council of
1714 Colleges of Acupuncture and Oriental Medicine.

1715 Sec. 63. Sections 10a-23, 10a-24 and 10a-53 of the general statutes are
1716 repealed. (*Effective from passage*)

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 does not result in a fiscal impact, as it makes various technical changes, repeals obsolete language, and makes various changes that conforms statute to current practice.

House "A" made various technical changes that do not result in a fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis

sHB 5032 (as amended by House "A")*

AN ACT CONCERNING REVISIONS TO THE HIGHER EDUCATION STATUTES.

SUMMARY:

This bill transfers several duties from the Board of Regents for Higher Education (BOR) to the Office of Financial and Academic Affairs for Higher Education (OFAAHE), which the bill renames as the Office of Higher Education (OHE). It makes several changes to conform to PA 11-48, which reorganized Connecticut's higher education system, including establishing OFAAHE (see BACKGROUND).

The bill also authorizes OHE to perform several functions, while retaining the authority BOR has to perform them under existing law. Lastly, it makes numerous technical changes and repeals obsolete language (e.g., references to the higher education commissioner, Department of Higher Education, and Board of Governors for Higher Education) and references to repealed statutes.

*House Amendment "A" removes a provision that required BOR to develop a diversity strategic plan, leaving the responsibility with OHE, and makes additional technical and conforming changes.

EFFECTIVE DATE: Upon passage

DUTIES TRANSFERRED FROM BOR TO OHE

The bill transfers several offices and duties from BOR to OHE, as shown in Table 1.

Table 1: Offices and Duties Transferred from BOR to OHE

Section	Office or Duty Transferred to OHE
1	Requirement that OHE executive director, rather than BOR president, to (1) serve on the Connecticut Higher Education Trust Advisory Committee and (2) issue an annual report jointly with the treasurer
12, 13, 44, 46, 48, 49	Administration of the Higher Education State Matching Grant Fund
14	Office of Educational Opportunity
15	Office of Veterans' Affairs for Higher Education
16	Requirement to establish a Connecticut award for excellence in science and technology
19	Provision of tutors for eligible students
20	Administration of the Endowed Chair Investment Fund
40	Provision of a comprehensive, coordinated, statewide system of college and university community service programs
41	Provision of grants to public and nonprofit service entities seeking to participate in the federal National and Community Service Trust Program

CONFORMING CHANGES

§§ 2, 6, & 38—OHE Programs

The bill makes conforming changes to reflect OHE's administration of the Alternate Route to Certification program, the Connecticut Independent College Student grant program, Capitol Scholarship program, and high technology graduate scholarship program. For the latter two, the bill extends to OHE a requirement to report to the Appropriations Committee on the amount of the appropriation carried over from the preceding fiscal year.

§§ 5-10, 52-55, 501, 502, 504, & 505—Accreditation by State Board of Education (SBE)

The bill makes several conforming changes to reflect SBE's responsibility to accredit independent higher education institutions. PA 11-48 divided institutional accreditation responsibilities by making BOR responsible for accrediting public institutions and SBE responsible for accrediting independent institutions. Before the passage of PA 11-48, the Board of Governors for Higher Education accredited all higher education institutions.

§§ 22-36—Private Occupational Schools

The bill requires OHE, rather than SBE, to adopt regulations concerning licensure of private occupational schools. The change conforms to PA 11-48, which made OHE responsible for overseeing private occupational schools. The bill also corrects erroneous references to the higher education commissioner, replacing them with references to OHE's executive director. PA 11-48 eliminated the commissioner's position.

OTHER CHANGES

The bill allows OHE to perform several functions that BOR performs and retains BOR's authority to perform them as it does under existing law, as shown in Table 2.

Table 2: BOR Functions That OHE May Also Perform

Section	Description
17	Receive federal and private funds for postsecondary educational purposes
18	Designation as State Postsecondary Education Commission
21	Contract with higher education institutions to promote (1) joint programs, services, and facility use; (2) development of cooperative academic programs; and (3) improved planning and evaluation processes related to institutional or programmatic consolidations, retrenchment, or phase-out
37	Enter into student exchange agreements

39, 503	Serve as the state agency for any federal program under any act of Congress or administrative ruling
51	Requirement to biennially report to the legislature on higher education cost and financial aid trends (the bill requires both BOR and OHE to submit the report)

BACKGROUND

PA 11-48

This act created OFAAHE and placed it within BOR for administrative purposes only. The office is led by an executive director appointed by the governor and subject to legislative confirmation. The act required the new office to administer several programs previously administered by the Department of Higher Education and the Board of Governors for Higher Education, including:

1. oversight of private occupational schools;
2. granting authority to independent institutions to confer academic degrees and licensing and accrediting programs and institutions of higher learning (subject to final approval by SBE);
3. approving entities that were granted authority to confer degrees before July 1, 1935, but that did not exercise it until after that date;
4. the alternate route to teaching certification program;
5. scholarship and financial aid programs for Connecticut students;
and
6. the student community service fellowship program.

COMMITTEE ACTION

Higher Education and Employment Advancement Committee

Joint Favorable Substitute

Yea 20 Nay 0 (03/20/2012)