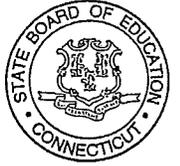


8. MISCELLANEOUS INFORMATION



STATE OF CONNECTICUT
STATE BOARD OF EDUCATION



July 26, 2012

The Honorable George C. Jepsen
Attorney General
State of Connecticut
55 Elm Street
Hartford, CT 06106

Re: Regulations for School Construction

Dear Attorney General Jepsen:

Enclosed please find a December 7, 2011, resolution of the State Board of Education amending Sections 10-287c-1 through 10-287c-23, inclusive, of the Regulations of Connecticut State Agencies, concerning the transfer of said Regulations from the State Board of Education to the Department of Construction Services in accordance with Public Act 11-51(45). Pursuant to Section 4-168 of the Connecticut General Statutes, I am submitting these Regulations with appropriate back-up material for the determination of legal sufficiency.

If you have any questions, please contact Attorney Karen M. Flanagan at (860) 713-6520.

Sincerely,

A handwritten signature in black ink, appearing to read "Stefan Pryor".

Stefan Pryor
Commissioner of Education

SP:rhd

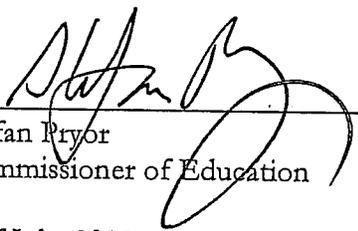
cc: Donald DeFronzo, Commissioner, State Department of Construction Services
Pasquale Salemi, Deputy Commissioner, State Department of Construction Services
Charlene Russell-Tucker, Chief Operating Officer, State Department of Education
Attorney Karen M. Flanagan, Acting Director, Division of Legal and Governmental Affairs

Enclosure

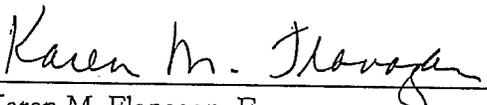
CERTIFICATION

I, Stefan Pryor, Commissioner of Education, do hereby certify that:

1. On December 7, 2011, the State Board of Education adopted a resolution, pursuant to Public Act 11-51(45) and Section 4-168 of the Connecticut General Statutes to amend Sections 10-287c-1 through 10-287c-23, inclusive, of the Regulations of Connecticut State Agencies. (Exhibit 1)
2. On July 20, 2012, approval of the proposed amended regulations was received from the Governor's Office. (Exhibit 2)
3. On June 14, 2012, approval of the proposed amended regulations was received from the Office of Policy and Management. (Exhibit 3)
4. Pursuant to Section 4-168 of the Connecticut General Statutes, if technical amendments are necessary to transfer functions, powers or duties from the agency named in the existing regulation to another agency, it may proceed without prior notice of intent to adopt regulations or the conduct of a public hearing. Given the proposed changes simply transfer authority from the State Board of Education to the Department of Construction Services, we elected to proceed without prior notice and public hearing.
5. A fiscal note is attached. (Exhibit 4)


Stefan Pryor
Commissioner of Education

Subscribed and sworn to me this 26th day of July, 2012


Karen M. Flanagan, Esq.
Commissioner of Superior Court

VII.A.

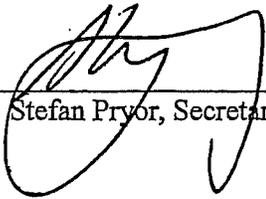
CONNECTICUT STATE BOARD OF EDUCATION
Hartford

TO BE PROPOSED:
December 7, 2011

RESOLVED, That the State Board of Education, pursuant to Section 45 of Public Act 11-51 and Section 4-168 of the Connecticut General Statutes, amends Sections 10-287c-1 through 10-287c-23, inclusive, of the Regulations of Connecticut State Agencies, and authorizes the Commissioner to take the necessary action.

Approved by a vote of 10:0 this seventh day of December, Two Thousand Eleven.

Signed: _____


Stefan Pryor, Secretary

CONNECTICUT STATE BOARD OF EDUCATION
Hartford

TO: State Board of Education

FROM: Stefan Pryor, Commissioner of Education

SUBJECT: School Construction Regulations

Introduction

Section 45 of Public Act 11-51 established a Department of Construction Services (DCS), which shall constitute a successor department to the Department of Education in accordance with Sections 4-38d, 4-38e and 4-39 of the Connecticut General Statutes (C.G.S.) with respect to the issuance of school construction grants in accordance with C.G.S. Chapter 173. As a result, the Department of Education regulations pertaining to school construction must be transferred to DCS.

Background

Public Act 11-51 requires that the Commissioner of Education, in consultation with DCS, determine which regulations need to be transferred to DCS and that either DCS or the State Board of Education (SBE) amend the regulations. After discussions with DCS officials, it was agreed that the SBE shall amend the regulations to effect such transfer to DCS.

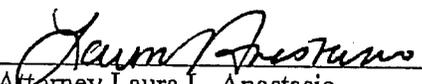
School Construction Regulations

Pursuant to C.G.S. Section 4-168, if an agency finds that technical amendments are necessary because of the statutory transfer of functions, powers or duties from the agency named in the existing regulation to another agency, it may proceed without prior notice or hearing. Given that the proposed changes simply replace "Education" references with "Construction Services" (see attached), we have elected to proceed without prior notice or hearing.

Follow-up Activities

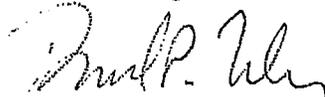
C.G.S. Section 4-168 requires that any such technical amendments that have been adopted by an agency without prior notice or hearing must be submitted to the Attorney General and to the standing legislative regulation review committee for approval. Upon SBE approval, the amended regulations will be forwarded to the Attorney General to determine the legal sufficiency of the proposed amendments. Upon approval by all such parties, the regulations shall be filed with the Office of the Secretary of State.

Prepared by:



Attorney Laura L. Anastasio
Division of Legal and Governmental Affairs

Reviewed by:



Daniel Murphy, Director
Division of Legal and Governmental Affairs



Brian Mahoney, Chief Financial Officer
Division of Finance and Internal Operations

December 7, 2011



Dannel P. Malloy

GOVERNOR
STATE OF CONNECTICUT

July 20, 2012

Commissioner Stefan Pryor
State Department of Education
165 Capitol Avenue
Hartford, CT 06106

Re: Proposed Regulation

Dear Commissioner Pryor:

Your agency's proposed regulation entitled *School Construction Regulations*-OPM #1625, has been reviewed and approved by the Governor's Office. Please feel free to proceed with the regulation-making process set forth in Chapter 54 of the Connecticut General Statutes.

Thank you very much.

Sincerely,

A handwritten signature in cursive script, appearing to read "Christopher Drake".

Christopher Drake
Deputy Legal Counsel

cc: Michael Sullivan, Undersecretary, OPM
Karen Flanagan, SDE
Brian Mahoney, SDE

EXHIBIT 2



STATE OF CONNECTICUT

OFFICE OF POLICY AND MANAGEMENT

OFFICE OF THE SECRETARY

INTERDEPARTMENTAL MEMORANDUM

TO: Stefan Pryor, Commissioner
Department of Education

FROM: Michael J. Sullivan, Undersecretary of Legal Affairs *MS*
Office of Policy and Management

RE: OPM Approval of Proposed Regulations
School Construction Regulations
OPM No. 1625

DATE: June 14 2012

The above-captioned regulation is approved substantively. The regulations and this memorandum have been transmitted to the Office of the Governor for review and final approval.

If you wish to make substantive revisions to the proposed regulations, please advise this office in a cover memorandum and include the original OPM ID Number.

If you have any questions, please feel free to call me at (860) 418-6298.

cc: Christopher Drake
Deputy Legal Counsel
Office of the Governor

Anthony Jannotta
Assistant Legal Counsel
Governor's Office

EXHIBIT 3