



Senate Bill No. 184

Public Act No. 18-138

AN ACT CONCERNING AUTHORIZATION OF STATE GRANT COMMITMENTS FOR SCHOOL BUILDING PROJECTS AND CHANGES TO THE STATUTES CONCERNING SCHOOL BUILDING PROJECTS.

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

Section 1. (*Effective from passage*) The Commissioner of Administrative Services, having reviewed applications for state grants for public school building projects in accordance with section 10-283 of the general statutes on the basis of priorities for such projects and standards for school construction established by the State Board of Education, and having prepared a listing of all such eligible projects ranked in order of priority, including a separate schedule of previously authorized projects which have changed substantially in scope or cost, as determined by said commissioner together with the amount of the estimated grant with respect to each eligible project, and having submitted such listing of eligible projects, prior to December 15, 2017, to a committee of the General Assembly established under section 10-283a of the general statutes for the purpose of reviewing such listing, is hereby authorized to enter into grant commitments on behalf of the state in accordance with said section 10-283 with respect to the priority listing of such projects and in such estimated amounts as approved by said committee prior to February 1, 2018, as follows:

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(1) Estimated Grant Commitments.

School District School Project Number	Estimated Project Costs	Estimated Grant
BERLIN Richard D. Hubbard School 007-0069 A	\$172,712	\$78,342
BERLIN Mary E. Griswold School 007-0070 A	\$140,966	\$63,942
BERLIN Emma Hart Willard School 007-0071 A	\$179,441	\$81,394
BERLIN Catherine M. McGee Middle School 007-0072 A	\$193,890	\$87,949
BETHEL Anna H. Rockwell School 009-0058 RNV	\$24,723,432	\$11,125,544
BETHEL Ralph M.T. Johnson 009-0059 RNV	\$41,107,711	\$18,498,470
EAST LYME Flanders School 045-0060 A/RR/CV	\$12,099,088	\$5,401,033
EAST LYME Niantic Center School 045-0061 A/EC/CV	\$10,405,068	\$4,644,822
EAST LYME		

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Lillie B. Haynes School 045-0062 A/EC/CV	\$14,995,844	\$6,694,145
MIDDLETOWN Woodrow Wilson Middle School 083-0116 N	\$87,500,000	\$49,376,250
NORWALK Ponus Ridge Middle School 103-0246 EA/CV	\$43,348,333	\$14,395,981
OXFORD Oxford Middle School 108-0043 N	\$44,900,000	\$13,631,640
SOUTH WINDSOR Eli Terry Elementary School 132-0088 N	\$37,419,060	\$13,897,439
SOUTH WINDSOR Philip R. Smith Elementary School 132-0089 N	\$32,480,940	\$12,063,421
FAIRFIELD Holland Hill School 051-0146 EA	\$18,148,740	\$4,666,041
MILFORD West Shore Middle School 084-0200 EA/RR	\$18,114,246	\$9,185,734
PLAINVILLE Frank T. Wheeler School 110-0063 RNV	\$22,805,000	\$14,905,348
WINDHAM Windham High School 163-0079 RNV	\$71,670,200	\$57,078,147

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LEARN

Ocean Avenue LEARNing Academy

245-0088 SP/EA	\$5,100,000	\$4,080,000
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(2) Previously Authorized Projects That Have Changed Substantially in Scope or Cost which are Seeking Reauthorization.

School District School Project Number	Authorized	Requested
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HARTFORD

Martin Luther King School

064-0310 RNV

Estimated...

Total Project Costs	\$68,000,000	\$108,000,000
Total Grant	\$54,400,000	\$86,400,000

Sec. 2. (*Effective from passage*) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 requiring a completed grant application be submitted prior to June 30, 2017, the new construction project (Project Number 103-0248 N) at South Norwalk School at Ely Site in the town of Norwalk with costs not to exceed thirty-seven million three hundred forty-three thousand six hundred sixty-three dollars shall be included in subdivision (1) of section 1 of this act and shall subsequently be considered for a grant commitment from the state, provided the town of Norwalk (1) files an application for such school building project prior to December 1, 2018, (2) such application includes evidence demonstrating that the town of Norwalk possesses clear title to the land of the site of such school building project and that there are no encumbrances on such land that would otherwise prohibit such school building project on such land, and (3) meets all other

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provisions of chapter 173 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said chapter 173 and is eligible for grant assistance pursuant to said chapter 173.

Sec. 3. (*Effective from passage*) (a) Notwithstanding the provisions of section 10-286 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-286 concerning the calculation of grants using the state standard space specifications, for any costs associated with the removal of polychlorinated biphenyls that are in excess of the total project costs for (1) the energy conservation project (Project Number 103-0244 EC) at West Rocks Middle School, the town of Norwalk shall be exempt from the state standard space specifications for such costs in an amount not to exceed three hundred fifty thousand dollars, and (2) the energy conservation and code violation project (Project Number 103-0247 EC/CV) at West Rocks Middle School, the town of Norwalk shall be exempt from the state standard space specifications for such costs in an amount not to exceed three hundred ninety-five thousand nine hundred five dollars.

(b) Notwithstanding the provisions of section 10-285a of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-285a concerning the reimbursement percentage that a local board of education may be eligible to receive for a school building project, the town of Norwalk may use the reimbursement rate of one hundred per cent for the costs associated with the removal of polychlorinated biphenyls described in subdivisions (1) and (2) of subsection (a) of this section, provided the total amount of such costs shall not exceed seven hundred forty-five thousand nine hundred five dollars.

Sec. 4. (*Effective from passage*) (a) Notwithstanding the provisions of subdivision (2) of subsection (b) of section 10-283 of the general

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statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 concerning the requirement that a superintendent notify the Commissioner of Administrative Services in writing of a discovery of a code violation not later than seven calendar days following such discovery, the town of Norwalk may be eligible for a school building project grant to correct code violations, pursuant to subsection (b) of section 10-283 of the general statutes, for costs associated with the removal of polychlorinated biphenyls at Norwalk High School.

(b) Notwithstanding the provisions of section 10-285a of the general statutes and subdivision (7) of subsection (a) of section 10-286 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said sections concerning the reimbursement percentage that a local board of education may be eligible to receive for a school building project to correct code violations, the town of Norwalk may use the reimbursement rate of one hundred per cent for the costs associated with the removal of polychlorinated biphenyls at Norwalk High School, provided the total amount of such costs shall not exceed six hundred thousand dollars.

Sec. 5. Section 290 of public act 16-4 of the May special session is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Notwithstanding the provisions of section 10-283 of the general statutes, as amended by [this act] public act 16-4 of the May special session, or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 requiring that no project that has changed in scope or cost to the degree determined by the commissioner shall be eligible for reimbursement under this chapter unless it appears on the school construction priority list to be considered by the General Assembly in

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the May special session, 2016, project costs for the new construction project at Middletown High School (Project Number 083-0109 N) in the town of Middletown may be increased to one hundred million two hundred seventy-one thousand nine hundred five dollars and shall be deemed to have been authorized by the legislature.

(b) Notwithstanding the provisions of section 10-285a of the general statutes, as amended by [this act] public act 16-4 of the May special session, or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-285a concerning the reimbursement percentage that a local board of education may be eligible to receive for a school building project, the town of Middletown may use [~~sixty-five and seven-hundredths~~] sixty-nine and six-hundredths per cent as the reimbursement rate for the new construction project (Project Number 083-0109 N) at Middletown High School.

(c) Notwithstanding the provisions of section 10-286 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-286 concerning the calculation of grants using the state standard space specifications, the town of Middletown shall be exempt from the state standard space specifications for the purpose of the calculation of the grant for the new construction project (Project Number 083-0109 N) at Middletown High School.

Sec. 6. (*Effective from passage*) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 requiring a completed grant application be submitted prior to June 30, 2017, the school building project at Memorial Boulevard Middle School (Project Number TMP 017-XMLN) in the town of Bristol with costs not to exceed fifty-four million dollars shall be included in subdivision (1) of section 1 of this

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act and shall subsequently be considered for a grant commitment from the state, provided the town of Bristol received funding authorization for such school building project on or before October 10, 2017, and meets all other provisions of chapter 173 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said chapter 173 and is eligible for grant assistance pursuant to said chapter 173.

Sec. 7. (*Effective from passage*) (a) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 requiring a completed grant application be submitted prior to June 30, 2017, the relocatable classrooms project at Westside Middle School Academy in the town of Danbury with costs not to exceed one million one hundred thousand dollars shall be included in subdivision (1) of section 1 of this act and shall subsequently be considered for a grant commitment from the state, provided the town of Danbury files an application for such school building project prior to June 1, 2018, and meets all other provisions of chapter 173 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said chapter 173 and is eligible for grant assistance pursuant to said chapter 173.

(b) Notwithstanding the provisions of section 10-285a of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-285a concerning the reimbursement percentage that a local board of education may be eligible to receive for a school building project, the town of Danbury may use the reimbursement rate of eighty per cent for the relocatable classrooms project at Westside Middle School Academy described in subsection (a) of this section.

Sec. 8. (*Effective from passage*) (a) Notwithstanding the provisions of

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sections 10-264h, 10-286e and 10-287i of the general statutes, chapter 173 of the general statutes, any public or special act or any regulation adopted by the State Board of Education or the Department of Administrative Services, the Department of Administrative Services shall reimburse the Capitol Region Education Council for the total project costs expended by the Capitol Region Education Council for the following interdistrict magnet school building projects: (1) Reggio Magnet School of the Arts (Project Number 241-0095 MAG/N), (2) International Magnet School for Global Citizenship (Project Number 241-0098 MAG/N), (3) Public Safety Academy (Project Number 241-0097 MAG/N), (4) Medical Professions and Teacher Preparation Academy (Project Number 241-0096 MAG/N), (5) Academy of Aerospace (Project Number 241-0099 MAG/N), (6) Discovery Academy (Project Number 241-0100 MAG/N), (7) Museum Academy (Project Number 241-0101 MAG/N), (8) Anna Grace Elementary School (Project Number 241-0104 MAG/N/PS), and (9) Aerospace Elementary (Project Number 241-0105 MAG/N/PS), provided each project is in compliance with the provisions of chapter 173 of the general statutes and any regulation adopted by the State Board of Education. The Department of Administrative Services shall conduct a review of expenditures for said projects in lieu of an audit required under section 10-287i of the general statutes. The Department of Administrative Services shall (A) compute the total amount of the local share of project costs paid by the Capitol Region Education Council for each said project, in accordance with the provisions of chapter 173 of the general statutes, and (B) reimburse the Capitol Region Education Council in such amount for each said project.

(b) On and after the effective date of this section, the Department of Administrative Services shall be responsible for the management and administration of the interdistrict magnet school building projects at Anna Grace Elementary School (Project Number 241-0104 MAG/N/PS) and Aerospace Elementary (Project Number 241-0105

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MAG/N/PS).

Sec. 9. Subsection (a) of section 10-284 of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(a) The Commissioner of Administrative Services shall have authority to receive and review applications for state grants under this chapter, and to approve any such application, or to disapprove any such application if (1) it does not comply with the requirements of the State Fire Marshal or the Department of Public Health, (2) it is not accompanied by a life-cycle cost analysis approved by the Commissioner of Administrative Services, (3) it does not comply with the provisions of sections 10-290d and 10-291, (4) it does not meet (A) the standards or requirements established in regulations adopted in accordance with section 10-287c, or (B) school building categorization requirements described in section 10-283, (5) the estimated construction cost exceeds the per square foot cost for schools established in regulations adopted by the Commissioner of Administrative Services for the county in which the project is proposed to be located, (6) on and after July 1, 2014, the application does not comply with the school safety infrastructure criteria developed by the School Safety Infrastructure Council, pursuant to section 10-292r, except the Commissioner of Administrative Services may waive any of the provisions of the school safety infrastructure criteria if the commissioner determines that the application demonstrates that the applicant has made a good faith effort to address such criteria and that compliance with such criteria would be infeasible, unreasonable or excessively expensive, [or] (7) the Commissioner of Education determines that the proposed educational specifications for or theme of the project for which the applicant requests a state grant duplicates a program offered by a technical education and career school or an interdistrict magnet school in the same region, or (8) on and after July

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1, 2018, a regional educational service center is designated as the project manager in the application.

Approved May 31, 2018