



General Assembly

Substitute Bill No. 874

January Session, 2019



AN ACT CONCERNING EDUCATION INITIATIVES AND SERVICES IN CONNECTICUT.

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

1 Section 1. (NEW) (*Effective from passage*) (a) There is established a
2 Commission on Shared School Services that shall develop
3 recommendations in accordance with the provisions of section 2 of this
4 act.

5 (b) The commission shall consist of the following members:

6 (1) Two appointed by the speaker of the House of Representatives,
7 one of whom is a representative of the American Federation of
8 Teachers-Connecticut and one of whom is a representative of the
9 Connecticut Association of Boards of Education;

10 (2) Two appointed by the president pro tempore of the Senate, one
11 of whom is a representative of the Connecticut Education Association
12 and one of whom is a chief elected official of a municipality;

13 (3) One appointed by the minority leader of the House of
14 Representatives who shall be a representative of the Connecticut
15 School Transportation Association;

16 (4) One appointed by the minority leader of the Senate who shall be

17 a representative of a regional school district;

18 (5) One appointed by the majority leader of the House of
19 Representatives who shall be a representative of the RESC Alliance;

20 (6) One appointed by the majority leader of the Senate who shall be
21 a representative of the Connecticut Association of Public School
22 Superintendents;

23 (7) Six appointed by the Governor, each such appointment shall be a
24 resident from each of the regions served by a regional educational
25 service center, and at least one of whom is a parent of a student
26 enrolled in a public school, one of whom is a representative of the
27 Connecticut Association of Schools and one of whom is a
28 representative of the Connecticut Association of School Business
29 Officials;

30 (8) The Commissioner of Education, or the commissioner's designee;

31 (9) The Commissioner of Administrative Services, or the
32 commissioner's designee; and

33 (10) The Secretary of the Office of Policy and Management, or the
34 secretary's designee.

35 (c) All appointments to the commission shall be made not later than
36 thirty days after the effective date of this section. Any vacancy shall be
37 filled by the appointing authority. The Commissioner of Education
38 shall schedule the first meeting of the commission, which shall be held
39 not later than forty-five days after the effective date of this section.

40 (d) There shall be two chairpersons of the commission as follows: (1)
41 The Commissioner of Education, or the commissioner's designee, and
42 (2) a member of the commission who is selected by a majority of
43 members of the commission at the first meeting of the commission.

44 (e) The Department of Education shall provide administrative

45 support to the commission, including, but not limited to,
46 administrative staff and supplies. The department may retain
47 consultants, as necessary, to assist the commission in carrying out its
48 duties.

49 (f) The commission shall terminate on June 30, 2027.

50 Sec. 2. (NEW) (*Effective from passage*) (a) The Commission on Shared
51 School Services, established pursuant to section 1 of this act, shall
52 develop recommendations for the sharing of school services and
53 additional collaborations within and among school districts. In
54 developing such recommendations and to assist in the completion of
55 the reports required pursuant to subsection (b) of this section, the
56 chairpersons of the commission may, as needed, (1) establish
57 subcommittees and working groups of the members, and (2) hold
58 public hearings or conduct any other outreach, including consultations
59 with the Connecticut Advisory Commission on Intergovernmental
60 Relations, established pursuant to section 2-79a of the general statutes.

61 (b) The commission shall:

62 (1) Not later than December 1, 2019, develop a report concerning
63 existing school districts, including, but not limited to, (A) the sizes of
64 existing school districts, including enrollment data and the number of
65 certified and noncertified employees, (B) the types and administrative
66 structures of existing school districts, such as local boards of education,
67 regional boards of education, regional educational services centers,
68 state and local charter schools, incorporated or endowed high schools
69 or academies, the Technical Education and Career System and regional
70 agricultural science and technology education centers, (C) the number
71 of schools, including school building size and capacity, enrollment
72 data and grade ranges, as reported to the Department of
73 Administrative Services in such form and manner as prescribed by the
74 office of school grants and review within the department.

75 (2) Not later than November 1, 2019, develop a report concerning

76 existing shared services between school districts and employment of
77 superintendents of schools, including, but not limited to, existing
78 cooperative arrangements pursuant to section 10-158a of the general
79 statutes and instances of the joint employment of a superintendent of
80 schools pursuant to section 10-157a of the general statutes;

81 (3) Not later than November 15, 2019, develop a report concerning
82 academic and support services provided by school districts, as
83 reported to the Department of Education in such form and manner as
84 prescribed by the Commissioner of Education;

85 (4) Not later than February 1, 2020, develop a report containing
86 preliminary recommendations concerning additional collaborations
87 among school districts and with municipalities;

88 (5) Not later than April 1, 2020, develop a report containing a review
89 of the current services provided by regional educational service centers
90 and preliminary recommendations concerning the role of regional
91 educational service centers in shared service efforts;

92 (6) Not later than April 15, 2020, develop a report containing a
93 review of existing labor contracts within each of the various types of
94 school districts described in subparagraph (B) of subdivision (1) of this
95 subsection, and preliminary recommendations concerning how future
96 labor contracts should be negotiated as additional education services
97 are shared and additional collaboration occurs;

98 (7) Not later than June 1, 2020, develop, in consultation with the
99 Connecticut Association of School Business Officials, a report
100 containing a review of existing school transportation service contracts
101 within each of the various types of school districts described in
102 subparagraph (B) of subdivision (1) of this subsection, and preliminary
103 recommendations concerning the establishment of shared school
104 transportation contracts, including time spent by students on school
105 buses, hours of such transportation services, tiers of schools and any
106 other related issues;

107 (8) Not later than July 1, 2020, develop, in consultation with the
108 Connecticut Interscholastic Athletic Conference, a report containing a
109 review of interscholastic athletic schedules and arrangements within
110 and among each of the various types of school districts described in
111 subparagraph (B) of subdivision (1) of this subsection, and preliminary
112 recommendations concerning the development of interscholastic
113 athletic schedules and related issues, including transportation services
114 to interscholastic athletic events and school hours;

115 (9) Not later than July 1, 2020, develop, in consultation with the
116 Connecticut After School Network, a report containing a review of
117 existing after-school programs and arrangements within and among
118 each of the various types of school districts described in subparagraph
119 (B) of subdivision (1) of this subsection, and preliminary
120 recommendations concerning the potential impact and changes to such
121 after-school programs and arrangements following the sharing of
122 services, on such issues as transportation and school hours;

123 (10) Not later than August 1, 2020, develop a report containing a
124 review of the current school choice program structures and unified
125 enrollment systems, and preliminary recommendations on those
126 programs in a system of shared services and additional school district
127 collaborations;

128 (11) Not later than August 15, 2020, develop a report containing
129 preliminary recommendations concerning the impact that additional
130 collaborations may have on the provision of special education services
131 not otherwise addressed in any of the previous preliminary
132 recommendations required under this section;

133 (12) Not later than August 15, 2020, develop a report containing
134 preliminary recommendations concerning the impact that additional
135 collaborations may have on early childhood care and education
136 programs within and among each of the various types of school
137 districts described in subparagraph (B) of subdivision (1) of this
138 subsection;

139 (13) Not later than September 1, 2020, develop a report containing
140 preliminary recommendations concerning school building usage
141 within and among each of the various types of school districts
142 described in subparagraph (B) of subdivision (1) of this subsection;

143 (14) Not later than October 1, 2020, develop a report containing
144 preliminary recommendations concerning the use of incentives, grants
145 or tax changes to accomplish any of the other preliminary
146 recommendations developed pursuant to this section; and

147 (15) Not later than December 1, 2020, develop a comprehensive
148 report concerning the preliminary recommendations developed
149 pursuant to this section, including financial projections on savings and
150 costs resulting from additional collaborations among school districts.

151 (c) Not later than December 15, 2020, the chairpersons of the
152 commission shall hold a public hearing on the comprehensive report
153 developed pursuant to subdivision (15) of subsection (b) of this
154 section.

155 (d) The commission may continue to develop additional
156 recommendations following the submission of any report required
157 under subsection (b) of this section.

158 (e) All reports and recommendations developed pursuant to this
159 section shall be submitted to the Governor, State Board of Education
160 and the joint standing committees of the General Assembly having
161 cognizance of matters relating to education and appropriations, in
162 accordance with the provisions of section 11-4a of the general statutes.

163 (f) The Commissioner of Education shall make all such reports and
164 recommendations available to the public on the Internet web site of the
165 Department of Education.

166 Sec. 3. (*Effective from passage*) Not later than March 1, 2020, the
167 Commissioner of Education shall solicit proposals, through a request
168 for information, for cooperative and additional collaborative

169 arrangements of education services and incentives for the
170 establishment of such cooperative and additional collaborative
171 arrangements of education services. The commissioner shall submit a
172 report on the results of such request for information to the
173 Commission on Shared School Services, established pursuant to
174 section 1 of this act.

175 Sec. 4. (NEW) (*Effective from passage*) (a) (1) Not later than September
176 15, 2019, each municipality and the local or regional board of
177 education for such municipality shall develop a report on which
178 services have been shared or consolidated (A) between the
179 municipality and its local or regional board of education, and (B) with
180 other municipalities or local and regional boards of education,
181 including, but not limited to, human resources, accounting, payroll,
182 procurement, finance, information technology, risk management,
183 health care and retirement benefits, insurance and claims
184 administration and buildings and grounds. Such report shall include a
185 detailed cost-benefit analysis of such consolidations.

186 (2) Each municipality shall submit such report, on a form and in a
187 manner prescribed by the Secretary of the Office of Policy and
188 Management, to the secretary, Commissioner of Education and
189 Commissioner of Administrative Services. The Secretary of the Office
190 of Policy and Management shall forward such reports to the
191 Commission on Shared School Services, established pursuant to
192 section 1 of this act, and the Connecticut Advisory Commission on
193 Intergovernmental Relations, established pursuant to section 2-79a of
194 the general statutes.

195 (b) (1) Not later than January 1, 2020, each municipality and the
196 local or regional board of education for such municipality shall, in
197 consultation with the Commission on Shared School Services and the
198 Connecticut Advisory Commission on Intergovernmental Relations,
199 develop a report on which services will be shared or consolidated (A)
200 between the municipality and its local or regional board of education,
201 and (B) with other municipalities or local and regional boards of

202 education, including, but not limited to, human resources, accounting,
203 payroll, procurement, finance, information technology, risk
204 management, health care and retirement benefits, insurance and claims
205 administration, and buildings and grounds. Such report shall include a
206 (i) detailed cost-benefit analysis of such consolidations, (ii) a schedule
207 for implementation to be completed on or before July 1, 2022, and (iii)
208 an explanation of when services and consolidations are not being
209 implemented.

210 (2) Each municipality shall submit such report, on a form and in a
211 manner prescribed by the Secretary of the Office of Policy and
212 Management, to the secretary, Commissioner of Education and
213 Commissioner of Administrative Services. The Secretary of the Office
214 of Policy and Management shall forward such reports to the
215 Commission on Shared School Services and the Connecticut Advisory
216 Commission on Intergovernmental Relations.

217 Sec. 5. Section 10-15e of the general statutes is repealed and the
218 following is substituted in lieu thereof (*Effective July 1, 2019*):

219 (a) All provisions of the general statutes concerning teachers shall
220 apply to teachers employed by incorporated or endowed high schools
221 or academies approved under the provisions of section 10-34, as
222 amended by this act. Teachers who are not certified and employed by
223 such high schools or academies prior to June 30, 1983, shall be
224 excluded from the provisions of this section until certified.

225 (b) All provisions of the general statutes concerning education,
226 except those provisions relating to the eligibility for noncompetitive
227 state aid unless otherwise provided, shall apply to the operation of an
228 incorporated or endowed high school or academy.

229 Sec. 6. Section 10-34 of the general statutes is repealed and the
230 following is substituted in lieu thereof (*Effective July 1, 2019*):

231 (a) The State Board of Education may examine any incorporated or
232 endowed high school or academy in this state and, if it appears that

233 such school or academy meets the requirements of the State Board of
234 Education for the approval of public high schools, said board may
235 approve such school or academy under the provisions of this part, and
236 any town in which a high school is not maintained shall pay the whole
237 of the tuition fees of pupils attending such school or academy, except if
238 it is a school under ecclesiastical control.

239 (b) Each incorporated or endowed high school or academy
240 approved by the State Board of Education shall be operated by a
241 governing board. The membership of such governing board shall
242 include, but need not be limited to, a representative selected by each
243 local or regional board of education that sends more than fifty students
244 to such incorporated or endowed high school or academy. Such
245 representative may be the superintendent of schools employed by such
246 board of education.

247 (c) The governing board of each incorporated or endowed high
248 school or academy approved by the State Board of Education shall post
249 on any Internet web site the governing board operates the (1) schedule,
250 (2) agenda, and (3) minutes of each meeting, including any meeting of
251 subcommittees of the governing board.

252 (d) Each incorporated or endowed high school or academy
253 approved by the State Board of Education shall submit annually, to the
254 Commissioner of Education, (1) a certified audit statement of all
255 revenues from public and private sources and expenditures related to
256 such governing board's function as a governing board of an
257 incorporated or endowed high school or academy in this state, and (2)
258 a complete copy of such governing board's most recently completed
259 Internal Revenue Service form 990, including all parts and schedules,
260 other than Schedule B of such form.

261 (e) The Commissioner of Education shall post any reports, certified
262 audit statements and forms submitted to the Department of Education
263 regarding an incorporated or endowed high school or academy
264 approved by the State Board of Education on the department's Internet

265 web site not later than thirty days after receiving such reports,
266 statements or forms. The commissioner shall identify any governing
267 board of an incorporated or endowed high school or academy that did
268 not submit a report, certified audit statement or form for the current
269 reporting period and post such information on the department's
270 Internet web site not later than thirty days after failing to receive such
271 reports, statements or forms.

272 (f) Prior to the adoption of an annual budget by the governing board
273 of an incorporated or endowed high school or academy approved by
274 the State Board of Education, the sections of such budget that receive
275 public funds shall be (1) reviewed by the local and regional boards of
276 education that send students to such incorporated or endowed high
277 school or academy, and (2) subject to a public hearing.

278 Sec. 7. Subdivision (1) of subsection (a) of section 10-233d of the
279 general statutes is repealed and the following is substituted in lieu
280 thereof (*Effective July 1, 2019*):

281 (a) (1) Any local or regional board of education, at a meeting at
282 which three or more members of such board are present, or the
283 impartial hearing board established pursuant to subsection (b) of this
284 section, may expel, subject to the provisions of this subsection, any
285 pupil in grades three to twelve, inclusive, whose conduct on school
286 grounds or at a school-sponsored activity is violative of a publicized
287 policy of such board [or] and is seriously disruptive of the educational
288 process or endangers persons or property or whose conduct off school
289 grounds is violative of such policy and is seriously disruptive of the
290 educational process, provided a majority of the board members sitting
291 in the expulsion hearing vote to expel and that at least three
292 affirmative votes for expulsion are cast. In making a determination as
293 to whether conduct is seriously disruptive of the educational process,
294 the board of education or impartial hearing board may consider, but
295 such consideration shall not be limited to: (A) Whether the incident
296 occurred within close proximity of a school; (B) whether other students
297 from the school were involved or whether there was any gang

298 involvement; (C) whether the conduct involved violence, threats of
299 violence or the unlawful use of a weapon, as defined in section 29-38,
300 and whether any injuries occurred; and (D) whether the conduct
301 involved the use of alcohol.

302 Sec. 8. (*Effective from passage*) (a) The Department of Education, in
303 consultation with the Office of Early Childhood, Department of
304 Children and Families, Department of Public Health, Office of Higher
305 Education, parents of students receiving special education services and
306 representatives from school districts, regional educational service
307 centers, the Connecticut Chapter of the American Academy of
308 Pediatrics and the Connecticut Parent Advocacy Center, shall, within
309 available appropriations, conduct a study and make recommendations
310 concerning the (1) development of training and reporting requirements
311 for pediatricians and child care providers to better identify a child's
312 need for special education services, (2) incorporation of training on
313 trauma, behavior and social-emotional learning into teacher
314 preparation programs and professional development for certified
315 teachers, and (3) improvement of efforts to meet the needs of students
316 with special needs and students receiving special education services.

317 (b) Not later than December 15, 2019, the Commissioner of
318 Education shall submit the study conducted pursuant to subsection (a)
319 of this section and any recommendations accompanying such study to
320 the joint standing committee of the General Assembly having
321 cognizance of matters relating to education and appropriations, in
322 accordance with the provisions of section 11-4a of the general statutes.

323 (c) As part of the study conducted pursuant to subsection (a) of this
324 section, the Department of Education shall collaborate with local and
325 regional boards of education and regional educational service centers
326 to improve efforts to meet the needs of students receiving special
327 education and related services. The department shall evaluate existing
328 models and services and cooperative models and funding mechanisms
329 for the provision of special education services, including special
330 education services provided by a board of education individually or

331 cooperatively or by a regional educational service center. Following
332 such evaluation, the department shall make any recommendations for
333 (1) improving the provision of special education services to students,
334 (2) enhancing cooperation among boards of education and regional
335 educational service centers, (3) creating cost efficiencies for such
336 services, (4) establishing Centers for Excellence, which may include
337 arrangements between and among boards of education and regional
338 educational service centers, (5) expanding the regional model for the
339 provision of special education services related to transportation,
340 training and therapeutic services developed pursuant to section 10-66r
341 of the general statutes, and (6) establishing a process by which the
342 Department of Education reviews and approves programs for the
343 provision of special education services and the Department of
344 Administrative Services reviews and approves the construction of
345 schools and spaces for the provision of cooperative and regional
346 special education services to meet the needs of such programs
347 approved by the Department of Education.

348 (d) Not later than December 15, 2019, the department shall submit
349 its evaluation and recommendations to the Governor, State Board of
350 Education, Office of Policy and Management and the joint standing
351 committees of the General Assembly having cognizance of matters
352 relating to education and appropriations, in accordance with the
353 provisions of section 11-4a of the general statutes.

354 (e) The department shall make the study conducted pursuant to
355 subsection (a) of this section and any recommendations accompanying
356 such study, and the evaluation conducted pursuant to subsection (c) of
357 this section and any recommendations accompanying such evaluation,
358 available on its Internet web site.

359 Sec. 9. Section 10-66b of the general statutes is repealed and the
360 following is substituted in lieu thereof (*Effective July 1, 2019*):

361 (a) The operation and management of any regional educational
362 service center shall be the responsibility of the board of such center to

363 be composed of the Commissioner of Education, or the commissioner's
364 designee, and at least one member from each participating board of
365 education, selected by such board of education. The board of the
366 regional educational service center may designate from its
367 membership an executive board which shall have such powers as the
368 board of the regional educational service center may delegate and
369 which are consistent with this part. The term of office of members of
370 the board of the regional educational service center shall not exceed
371 four years. Members of the board of the regional educational service
372 center shall receive no compensation for services rendered as such, but
373 may be reimbursed for necessary expenses in the course of their duties.
374 The director of the regional educational service center shall serve as
375 the executive agent of the board of the regional educational service
376 center.

377 (b) Prior to the submission of an application for a school building
378 project grant, pursuant to section 10-283, as amended by this act, the
379 board of the regional educational service center and the Commissioner
380 of Education shall consult with the Department of Administrative
381 Services on the proposed school building project.

382 Sec. 10. Subsection (a) of section 10-220a of the general statutes is
383 repealed and the following is substituted in lieu thereof (*Effective July*
384 *1, 2019*):

385 (a) Each local or regional board of education shall provide an in-
386 service training program for its teachers, administrators and pupil
387 personnel who hold the initial educator, provisional educator or
388 professional educator certificate. Such program shall provide such
389 teachers, administrators and pupil personnel with information on (1)
390 the nature and the relationship of alcohol and drugs, as defined in
391 subdivision (17) of section 21a-240, to health and personality
392 development, and procedures for discouraging their abuse, (2) health
393 and mental health risk reduction education that includes, but need not
394 be limited to, the prevention of risk-taking behavior by children and
395 the relationship of such behavior to substance abuse, pregnancy,

396 sexually transmitted diseases, including HIV-infection and AIDS, as
397 defined in section 19a-581, violence, teen dating violence, domestic
398 violence and child abuse, (3) school violence prevention, conflict
399 resolution, the prevention of and response to youth suicide and the
400 identification and prevention of and response to bullying, as defined in
401 subsection (a) of section 10-222d, except that those boards of education
402 that implement any evidence-based model approach that is approved
403 by the Department of Education and is consistent with subsection (c)
404 of section 10-145a, sections 10-222d, 10-222g and 10-222h, subsection
405 (g) of section 10-233c and sections 1 and 3 of public act 08-160, shall not
406 be required to provide in-service training on the identification and
407 prevention of and response to bullying, (4) cardiopulmonary
408 resuscitation and other emergency life saving procedures, (5) the
409 requirements and obligations of a mandated reporter, [and] (6) the
410 detection and recognition of, and evidence-based structured literacy
411 interventions for, students with dyslexia, as defined in section 10-3d,
412 and (7) social-emotional learning, trauma-informed instruction and
413 behavior management strategies, in accordance with the provisions of
414 section 11 of this act. Each local or regional board of education may
415 allow any paraprofessional or noncertified employee to participate, on
416 a voluntary basis, in any in-service training program provided
417 pursuant to this section.

418 Sec. 11. (NEW) (*Effective July 1, 2019*) For the school year
419 commencing July 1, 2019, and each school year thereafter, each local
420 and regional board of education shall include social-emotional
421 learning, trauma-informed instruction and behavior management
422 strategies as part of its in-service training program for the school
423 district, pursuant to section 10-220a of the general statutes, as amended
424 by this act. Such in-service training shall (1) align with professional
425 learning guidelines adopted by the State Board of Education, (2)
426 include deescalation techniques, (3) outline of how mentor teachers
427 will train teachers in social-emotional learning, and (4) inform school
428 principals on how to evaluate classrooms and teacher performance in
429 implementing strategies provided through such in-service training.

430 Sec. 12. Section 10-148c of the general statutes is repealed and the
431 following is substituted in lieu thereof (*Effective July 1, 2019*):

432 The State Board of Education, within available appropriations and
433 utilizing available materials, shall make the following subject matter
434 available to local and regional boards of education: (1) Holocaust and
435 genocide education and awareness; (2) the historical events
436 surrounding the Great Famine in Ireland; (3) African-American
437 history; (4) Puerto Rican history; (5) Native American history; (6)
438 personal financial management; (7) domestic violence and teen dating
439 violence; (8) mental health first aid training; (9) [trauma-informed
440 practices] social-emotional learning, trauma-informed instruction and
441 behavior management strategies, including evidence-based best
442 practices, for the school setting to enable teachers, administrators and
443 pupil personnel to more adequately respond to students with mental,
444 emotional or behavioral health needs; (10) second language
445 acquisition, including, but not limited to, language development and
446 culturally responsive pedagogy; and (11) topics approved by the state
447 board upon the request of local or regional boards of education as part
448 of in-service training programs pursuant to this subsection. A local or
449 regional board of education may include any of the items described in
450 subdivisions (1) to (11), inclusive, of this section in the in-service
451 training program provided by such board, pursuant to section 10-220a,
452 as amended by this act.

453 Sec. 13. (NEW) (*Effective July 1, 2019*) Each local and regional board
454 of education shall utilize evidence-based best practices to promote
455 social-emotional learning, trauma-informed instruction, behavior
456 management and deescalation techniques for its teachers,
457 administrators and pupil personnel who hold the initial educator,
458 provisional educator or professional educator certificate.

459 Sec. 14. Section 10-1600 of the general statutes is repealed and the
460 following is substituted in lieu thereof (*Effective July 1, 2019*):

461 Not later than July 1, 2012, the Department of Education shall

462 approve and make available model curricula and frameworks in
463 reading and mathematics for grades prekindergarten to grade four,
464 inclusive, for use by local and regional boards of education for school
465 districts, [or] individual schools identified by the department as
466 having academic achievement gaps. Such curricula and frameworks
467 shall be culturally relevant, research-based and aligned with student
468 achievement standards adopted by the State Board of Education. The
469 department shall make such curricula and frameworks available on its
470 Internet web site. For purposes of this section, "achievement gaps"
471 means the existence of a significant disparity in the academic
472 performance of students among and between (1) racial groups, (2)
473 ethnic groups, (3) socioeconomic groups, (4) genders, and (5) English
474 language learners and students whose primary language is English.

475 Sec. 15. (NEW) (*Effective July 1, 2020*) Not later than August first of
476 each year, each local and regional board of education shall make its
477 grade level curriculum available on its Internet web site.

478 Sec. 16. Subdivision (2) of subsection (a) of section 10-283 of the
479 general statutes is repealed and the following is substituted in lieu
480 thereof (*Effective July 1, 2019*):

481 (2) The Commissioner of [Education] Administrative Services shall
482 assign each school building project to a category on the basis of
483 whether such project is primarily required to: (A) Create new facilities
484 or alter existing facilities to provide for mandatory instructional
485 programs pursuant to this chapter, for physical education facilities in
486 compliance with Title IX of the Elementary and Secondary Education
487 Act of 1972 where such programs or such compliance cannot be
488 provided within existing facilities or for the correction of code
489 violations which cannot be reasonably addressed within existing
490 program space; (B) create new facilities or alter existing facilities to
491 enhance mandatory instructional programs pursuant to this chapter or
492 provide comparable facilities among schools to all students at the same
493 grade level or levels within the school district unless such project is
494 otherwise explicitly included in another category pursuant to this

495 section; and (C) create new facilities or alter existing facilities to
496 provide supportive services, provided in no event shall such
497 supportive services include swimming pools, auditoriums, outdoor
498 athletic facilities, tennis courts, elementary school playgrounds, site
499 improvement or garages or storage, parking or general recreation
500 areas. All applications submitted prior to July first shall be reviewed
501 promptly by the Commissioner of Administrative Services. The
502 Commissioner of Administrative Services shall estimate the amount of
503 the grant for which such project is eligible, in accordance with the
504 provisions of section 10-285a, as amended by this act, provided an
505 application for a school building project determined by the
506 Commissioner of Education to be a project that will assist the state in
507 meeting the goals of the 2008 stipulation and order for Milo Sheff, et al.
508 v. William A. O'Neill, et al., as extended, or the goals of the 2013
509 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al.,
510 as extended, shall have until September first to submit an application
511 for such a project and may have until December first of the same year
512 to secure and report all local and state approvals required to complete
513 the grant application. The Commissioner of Administrative Services
514 shall annually prepare a listing of all such eligible school building
515 projects listed by category together with the amount of the estimated
516 grants for such projects and shall submit the same to the Governor, the
517 Secretary of the Office of Policy and Management and the General
518 Assembly on or before the fifteenth day of December, except as
519 provided in section 10-283a, with a request for authorization to enter
520 into grant commitments. On or before December thirty-first annually,
521 the Secretary of the Office of Policy and Management [shall] may
522 submit comments and recommendations regarding each eligible
523 project on such listing of eligible school building projects to the school
524 construction committee, established pursuant to section 10-283a. Each
525 such listing shall include a report on the following factors for each
526 eligible project: (i) An enrollment projection and the capacity of the
527 school, (ii) a substantiation of the estimated total project costs, (iii) the
528 readiness of such eligible project to begin construction, (iv) efforts
529 made by the local or regional board of education to redistrict,

530 reconfigure, merge or close schools under the jurisdiction of such
531 board prior to submitting an application under this section, (v)
532 enrollment and capacity information for all of the schools under the
533 jurisdiction of such board for the five years prior to application for a
534 school building project grant, (vi) enrollment projections and capacity
535 information for all of the schools under the jurisdiction of such board
536 for the eight years following the date such application is submitted,
537 [and] (vii) efforts made by such board to collaborate with other local or
538 regional boards of education to reduce underenrollment in the schools
539 under the jurisdiction of such board, (viii) the state's education
540 priorities relating to reducing racial and economic isolation for the
541 school district, (ix) documentation that the application meets evidence-
542 based practices on a school's size, enrollment and academic program,
543 and (x) documentation of the existing condition of the building that is
544 the subject of a renovation, alteration or extension application. For the
545 period beginning July 1, 2006, and ending June 30, 2012, no project,
546 other than a project for a technical education and career school, may
547 appear on the separate schedule of authorized projects which have
548 changed in cost more than twice. On and after July 1, 2012, no project,
549 other than a project for a technical education and career school, may
550 appear on the separate schedule of authorized projects which have
551 changed in cost more than once, except the Commissioner of
552 Administrative Services may allow a project to appear on such
553 separate schedule of authorized projects a second time if the town or
554 regional school district for such project can demonstrate that exigent
555 circumstances require such project to appear a second time on such
556 separate schedule of authorized projects. Notwithstanding any
557 provision of this chapter, no projects which have changed in scope or
558 cost to the degree determined by the Commissioner of Administrative
559 Services, in consultation with the Commissioner of Education, shall be
560 eligible for reimbursement under this chapter unless it appears on such
561 list. The percentage determined pursuant to section 10-285a, as
562 amended by this act, at the time a school building project on such
563 schedule was originally authorized shall be used for purposes of the
564 grant for such project. On and after July 1, 2006, a project that was not

565 previously authorized as an interdistrict magnet school shall not
566 receive a higher percentage for reimbursement than that determined
567 pursuant to section 10-285a, as amended by this act, at the time a
568 school building project on such schedule was originally authorized.
569 The General Assembly shall annually authorize the Commissioner of
570 Administrative Services to enter into grant commitments on behalf of
571 the state in accordance with the commissioner's categorized listing for
572 such projects as the General Assembly shall determine. The
573 Commissioner of Administrative Services may not enter into any such
574 grant commitments except pursuant to such legislative authorization.
575 Any regional school district which assumes the responsibility for
576 completion of a public school building project shall be eligible for a
577 grant pursuant to subdivision (5) or (6), as the case may be, of
578 subsection (a) of section 10-286 when such project is completed and
579 accepted by such regional school district.

580 Sec. 17. (NEW) (*Effective July 1, 2019*) Any school building committee
581 established by a town or regional school district to undertake a school
582 building project, as defined in section 10-282 of the general statutes,
583 shall include at least one member who has experience in the
584 construction industry.

585 Sec. 18. Section 10-285a of the general statutes is repealed and the
586 following is substituted in lieu thereof (*Effective July 1, 2019*):

587 (a) The percentage of school building project grant money a local
588 board of education may be eligible to receive, under the provisions of
589 section 10-286, shall be assigned by the Commissioner of
590 Administrative Services in accordance with the percentage calculated
591 by the Commissioner of Education as follows: (1) For grants approved
592 pursuant to subsection (b) of section 10-283 for which application is
593 made on and after July 1, 1991, and before July 1, 2011, (A) each town
594 shall be ranked in descending order from one to one hundred sixty-
595 nine according to such town's adjusted equalized net grand list per
596 capita, as defined in section 10-261; and (B) based upon such ranking, a
597 percentage of not less than twenty nor more than eighty shall be

598 determined for each town on a continuous scale; (2) for grants
599 approved pursuant to subsection (b) of section 10-283 for which
600 application is made on and after July 1, 2011, and before July 1, 2017,
601 (A) each town shall be ranked in descending order from one to one
602 hundred sixty-nine according to such town's adjusted equalized net
603 grand list per capita, as defined in section 10-261, and (B) based upon
604 such ranking, (i) a percentage of not less than ten nor more than
605 seventy shall be determined for new construction or replacement of a
606 school building for each town on a continuous scale, and (ii) a
607 percentage of not less than twenty nor more than eighty shall be
608 determined for renovations, extensions, code violations, roof
609 replacements and major alterations of an existing school building and
610 the new construction or replacement of a school building when a town
611 or regional school district can demonstrate that a new construction or
612 replacement is less expensive than a renovation, extension or major
613 alteration of an existing school building for each town on a continuous
614 scale; and (3) for grants approved pursuant to subsection (b) of section
615 10-283 for which application is made on and after July 1, 2017, (A) each
616 town shall be ranked in descending order from one to one hundred
617 sixty-nine according to the adjusted equalized net grand list per capita,
618 as defined in section 10-261, of the town two, three and four years
619 prior to the fiscal year in which application is made, and (B) based
620 upon such ranking, (i) a percentage of not less than ten nor more than
621 seventy shall be determined for new construction or replacement of a
622 school building for each town on a continuous scale, and (ii) a
623 percentage of not less than twenty nor more than eighty shall be
624 determined for renovations, extensions, code violations, roof
625 replacements and major alterations of an existing school building and
626 the new construction or replacement of a school building when a town
627 or regional school district can demonstrate that a new construction or
628 replacement is less expensive than a renovation, extension or major
629 alteration of an existing school building for each town on a continuous
630 scale.

631 (b) (1) Except as otherwise provided in subdivision (2) of this

632 subsection, the percentage of school building project grant money a
633 regional board of education may be eligible to receive under the
634 provisions of section 10-286 shall be determined by its ranking. Such
635 ranking shall be determined by (A) multiplying the total population, as
636 defined in section 10-261, of each town in the district by such town's
637 ranking, as determined in subsection (a) of this section, (B) adding
638 together the figures determined under subparagraph (A) of this
639 subdivision, and (C) dividing the total computed under subparagraph
640 (B) of this subdivision by the total population of all towns in the
641 district. The ranking of each regional board of education shall be
642 rounded to the next higher whole number and each such board shall
643 receive the same reimbursement percentage as would a town with the
644 same rank plus (i) ten per cent, except that no such percentage shall
645 exceed eighty-five per cent, or (ii) if such school building project is for
646 the establishment or expansion of such regional school district, twenty-
647 five per cent, except that no such percentage shall exceed ninety-five
648 per cent.

649 (2) Any board of education of a regional school district established
650 or expanded on or after July 1, 2016, that submits an application for a
651 school building project (A) not later than ten years after the
652 establishment or expansion of such regional school district, and (B)
653 that is related to such establishment or expansion, may be eligible to
654 receive a percentage of school building project grant money, under the
655 provisions of section 10-286, as follows: The reimbursement percentage
656 of the town in such regional school district with the greatest
657 reimbursement percentage, as determined in subsection (a) of this
658 section, plus [ten] twenty-five per cent, except that no such percentage
659 shall exceed ninety-five per cent.

660 (c) The percentage of school building project grant money a regional
661 educational service center may be eligible to receive shall be
662 determined by its ranking. Such ranking shall be determined by (1)
663 multiplying the population of each member town in the regional
664 educational service center by such town's ranking, as determined in

665 subsection (a) of this section; (2) adding together the figures for each
666 town determined under subdivision (1) of this subsection, and (3)
667 dividing the total computed under subdivision (2) of this subsection by
668 the total population of all member towns in the regional educational
669 service center. The ranking of each regional educational service center
670 shall be rounded to the next higher whole number and each such
671 center shall receive the same reimbursement percentage as would a
672 town with the same rank, except such reimbursement percentage may
673 be increased by twenty-five percentage points if such school building
674 project is for the purpose of sharing or consolidating education
675 services of member towns, provided no such percentage shall exceed
676 ninety-five per cent.

677 (d) The percentage of school building project grant money a
678 cooperative arrangement pursuant to section 10-158a, may be eligible
679 to receive shall be determined by its ranking. Such ranking shall be
680 determined by (1) multiplying the total population, as defined in
681 section 10-261, of each town in the cooperative arrangement by such
682 town's ranking, as determined in subsection (a) of this section, (2)
683 adding the products determined under subdivision (1) of this
684 subsection, and (3) dividing the total computed under subdivision (2)
685 of this subsection by the total population of all towns in the
686 cooperative arrangement. The ranking of each cooperative
687 arrangement shall be rounded to the next higher whole number and
688 each such cooperative arrangement shall receive the same
689 reimbursement percentage as would a town with the same rank plus
690 [ten percentage points] twenty-five per cent.

691 (e) If an elementary school building project for a new building or for
692 the expansion of an existing building includes space for a school
693 readiness program, the percentage determined pursuant to this section
694 shall be increased by five percentage points, but shall not exceed one
695 hundred per cent, for the portion of the building used primarily for
696 such purpose. Recipient districts shall maintain full-day preschool
697 enrollment for at least ten years.

698 (f) The percentage determined pursuant to this section for a school
699 building project grant for the expansion, alteration or renovation of an
700 existing public school building to convert such building for use as a
701 lighthouse school, as defined in section 10-266cc, shall be increased by
702 ten percentage points.

703 (g) The percentage determined pursuant to this section for a school
704 building project grant shall be increased by the percentage of the total
705 projected enrollment of the school attributable to the number of spaces
706 made available for out-of-district students participating in the program
707 established pursuant to section 10-266aa, provided the maximum
708 increase shall not exceed ten percentage points.

709 (h) Subject to the provisions of section 10-285d, if an elementary
710 school building project for a school in a priority school district or for a
711 priority school is necessary in order to offer a full-day kindergarten
712 program or a full-day preschool program or to reduce class size
713 pursuant to section 10-265f, the percentage determined pursuant to
714 this section shall be increased by ten percentage points for the portion
715 of the building used primarily for such full-day kindergarten program,
716 full-day preschool program or such reduced size classes. Recipient
717 districts that receive an increase pursuant to this subsection in support
718 of a full-day preschool program, shall maintain full-day preschool
719 enrollment for at least ten years.

720 (i) For all projects authorized on or after July 1, 2007, all attorneys'
721 fees and court costs related to litigation shall be eligible for state school
722 construction grant assistance only if the grant applicant is the
723 prevailing party in any such litigation.

724 (j) The percentage determined pursuant to this section for a school
725 building project grant for a diversity school, approved pursuant to
726 section 10-286h, as amended by this act, shall be increased by ten
727 percentage points.

728 Sec. 19. Subsection (b) of section 10-285b of the general statutes is

729 repealed and the following is substituted in lieu thereof (*Effective July*
730 *1, 2019*):

731 (b) The percentage of school building project grant money each
732 incorporated or endowed high school or academy may be eligible to
733 receive under the provisions of subsection (a) of this section shall be
734 determined by its ranking. The ranking shall be determined by (1)
735 multiplying the total population, as defined in section 10-261, of each
736 town which at the time of application for such school construction
737 grant commitment has designated such school as the high school for
738 such town for a period of not less than five years from the date of such
739 application, by such town's percentile ranking, as determined in
740 subsection (a) of section 10-285a, as amended by this act, (2) adding
741 together the figures for each town determined under subdivision (1) of
742 this subsection, and (3) dividing the total computed under subdivision
743 (2) of this subsection by the total population of all towns which
744 designate the school as their high school under subdivision (1) of this
745 subsection. The ranking determined pursuant to this subsection shall
746 be rounded to the next higher whole number. Such high school or
747 academy shall receive the reimbursement percentage of a town with
748 the same rank increased by five per cent, except that the
749 reimbursement percentage of such high school or academy shall not
750 exceed [eighty-five per cent] the average of the reimbursement
751 percentages of the towns that do not maintain a high school and pay
752 tuition to such high school or academy.

753 Sec. 20. Section 10-285c of the general statutes is repealed and the
754 following is substituted in lieu thereof (*Effective July 1, 2019*):

755 For school building projects approved by the General Assembly
756 after July 1, 1993, if state reimbursement pursuant to the provisions of
757 this chapter or any public or special act, for the acquisition, purchase
758 or construction of a building was for ninety-five or more per cent of
759 the eligible costs of such acquisition, purchase or construction or for
760 any amount that was provided to a regional educational service center
761 and such building ceases to be used for the purpose for which the

762 grant was provided within twenty years of the date of approval by the
 763 General Assembly of the project, title to the building shall revert to the
 764 state unless the Commissioner of [Education] Administrative Services
 765 decides otherwise for good cause.

766 Sec. 21. Subsection (c) of section 10-286h of the general statutes is
 767 repealed and the following is substituted in lieu thereof (*Effective July*
 768 *1, 2019*):

769 (c) [Eligible local or regional boards of education, for purposes of a
 770 diversity school, shall be eligible for reimbursement of eighty per cent
 771 of the] The percentage determined pursuant to section 10-285a, as
 772 amended by this act, for a school building project grant, shall be
 773 increased by ten percentage points for the reasonable cost of any
 774 capital expenditure for the purchase, construction, extension,
 775 replacement, leasing or major alteration of diversity school facilities,
 776 including any expenditure for the purchase of equipment, in
 777 accordance with this section. To be eligible for reimbursement under
 778 this section, a diversity school construction project shall meet the
 779 requirements for a school building project established in this chapter,
 780 except that the Commissioner of Administrative Services may waive
 781 any requirement in this chapter for good cause.

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|---|---------------------|---------------|
| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>from passage</i> | New section |
| Sec. 2 | <i>from passage</i> | New section |
| Sec. 3 | <i>from passage</i> | New section |
| Sec. 4 | <i>from passage</i> | New section |
| Sec. 5 | <i>July 1, 2019</i> | 10-15e |
| Sec. 6 | <i>July 1, 2019</i> | 10-34 |
| Sec. 7 | <i>July 1, 2019</i> | 10-233d(a)(1) |
| Sec. 8 | <i>from passage</i> | New section |
| Sec. 9 | <i>July 1, 2019</i> | 10-66b |
| Sec. 10 | <i>July 1, 2019</i> | 10-220a(a) |
| Sec. 11 | <i>July 1, 2019</i> | New section |

| | | |
|---------|---------------------|--------------|
| Sec. 12 | <i>July 1, 2019</i> | 10-148c |
| Sec. 13 | <i>July 1, 2019</i> | New section |
| Sec. 14 | <i>July 1, 2019</i> | 10-1600 |
| Sec. 15 | <i>July 1, 2020</i> | New section |
| Sec. 16 | <i>July 1, 2019</i> | 10-283(a)(2) |
| Sec. 17 | <i>July 1, 2019</i> | New section |
| Sec. 18 | <i>July 1, 2019</i> | 10-285a |
| Sec. 19 | <i>July 1, 2019</i> | 10-285b(b) |
| Sec. 20 | <i>July 1, 2019</i> | 10-285c |
| Sec. 21 | <i>July 1, 2019</i> | 10-286h(c) |

ED

Joint Favorable Subst. C/R

APP