AN ACT IMPLEMENTING THE GOVERNOR’S BUDGET RECOMMENDATIONS CONCERNING EDUCATION.

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

Section 1. Subdivisions (3) and (4) of subsection (a) of section 10-264i of the general statutes are repealed and the following is substituted in lieu thereof (Effective July 1, 2019):

(3) For districts assisting the state in meeting its obligations pursuant to the decision in Sheff v. O’Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner, (A) for the fiscal year ending June 30, 2010, the amount of such grant shall not exceed an amount equal to the number of such children transported multiplied by one thousand four hundred dollars, and (B) for the fiscal years ending June 30, 2011, [to June 30, 2019, inclusive,] and each fiscal year thereafter, the amount of such grant shall not exceed an amount equal to the number of such children transported multiplied by two thousand dollars.

(4) In addition to the grants otherwise provided pursuant to this section, the Commissioner of Education may provide supplemental transportation grants to regional educational service centers for the purposes of transportation to interdistrict magnet schools. Any such grant shall be provided within available appropriations and after the commissioner has reviewed and approved the total interdistrict magnet school transportation budget for a regional educational service center, including all revenue and expenditure estimates. For the fiscal years ending June 30, 2013, to June 30, 2018, inclusive, in addition to
the grants otherwise provided pursuant to this section, the Commissioner of Education may provide supplemental transportation to interdistrict magnet schools that assist the state in meeting its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner. Any such grant shall be provided within available appropriations and upon a comprehensive financial review, by an auditor selected by the Commissioner of Education, the costs of such review may be paid from funds that are part of the supplemental transportation grant. Any such grant shall be paid as follows: For the fiscal year ending June 30, 2013, up to fifty per cent of the grant on or before June 30, 2013, and the balance on or before September 1, 2013, upon completion of the comprehensive financial review; for the fiscal year ending June 30, 2014, up to fifty per cent of the grant on or before June 30, 2014, and the balance on or before September 1, 2014, upon completion of the comprehensive financial review; for the fiscal year ending June 30, 2015, up to fifty per cent of the grant on or before June 30, 2015, and the balance on or before September 1, 2015, upon completion of the comprehensive financial review; for the fiscal year ending June 30, 2016, up to fifty per cent of the grant on or before June 30, 2016, and the balance on or before September 1, 2016, upon completion of the comprehensive financial review; for the fiscal year ending June 30, 2017, up to seventy per cent of the grant on or before June 30, 2017, and the balance on or before May 30, 2018, upon completion of the comprehensive financial review; [and] for the fiscal year ending June 30, 2018, up to seventy per cent of the grant on or before June 30, 2018, and the balance on or before September 1, 2018, upon completion of the comprehensive financial review; and for the fiscal year ending June 30, 2019, and each fiscal year thereafter, up to seventy per cent of the grant on or before June thirtieth of the fiscal year, and the balance on or before September first of the following fiscal year upon completion of the comprehensive financial review.

Sec. 2. Subsection (d) of section 10-71 of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2019):
(d) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, [to June 30, 2019, inclusive] and each fiscal year thereafter, the amount of the grants payable to towns, regional boards of education or regional educational service centers in accordance with this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this section for such year.

Sec. 3. Section 10-17g of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2019):

For the fiscal years ending June 30, 2016, [to June 30, 2019, inclusive] and each fiscal year thereafter, the board of education for each local and regional school district that is required to provide a program of bilingual education, pursuant to section 10-17f, may make application to the State Board of Education and shall annually receive, within available appropriations, a grant in an amount equal to the product obtained by multiplying one million nine hundred sixteen thousand one hundred thirty by the ratio which the number of eligible children in the school district bears to the total number of such eligible children state-wide. The board of education for each local and regional school district receiving funds pursuant to this section shall annually, on or before September first, submit to the State Board of Education a progress report which shall include (1) measures of increased educational opportunities for eligible students, including language support services and language transition support services provided to such students, (2) program evaluation and measures of the effectiveness of its bilingual education and English as a second language programs, including data on students in bilingual education programs and students educated exclusively in English as a second language programs, and (3) certification by the board of education submitting the report that any funds received pursuant to this section have been used for the purposes specified. The State Board of Education shall annually evaluate programs conducted pursuant to section 10-17f. For purposes of this section, measures of the effectiveness of bilingual education and English as a second language
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programs include, but need not be limited to, mastery examination results, under section 10-14n, and graduation and school dropout rates. Any amount appropriated under this section in excess of one million nine hundred sixteen thousand one hundred thirty dollars shall be spent in accordance with the provisions of sections 10-17k, 10-17n and 10-66t. Any unexpended funds, as of November first, appropriated to the Department of Education for purposes of providing a grant to a local or regional board of education for the provision of a program of bilingual education, pursuant to section 10-17f, shall be distributed on a pro rata basis to each local and regional board of education receiving a grant under this section. Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2009, [to June 30, 2019, inclusive] and each fiscal year thereafter, the amount of grants payable to local or regional boards of education for the provision of a program of bilingual education under this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for such grants for such year.

Sec. 4. Subdivision (2) of subsection (e) of section 10-76d of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2019):

(2) For purposes of this subdivision, "public agency" includes the offices of a government of a federally recognized Native American tribe. Notwithstanding any other provisions of the general statutes, for the fiscal year ending June 30, 1987, and each fiscal year thereafter, whenever a public agency, other than a local or regional board of education, the State Board of Education or the Superior Court acting pursuant to section 10-76h, places a child in a foster home, group home, hospital, state institution, receiving home, custodial institution or any other residential or day treatment facility, and such child requires special education, the local or regional board of education under whose jurisdiction the child would otherwise be attending school or, if no such board can be identified, the local or regional board of education of the town where the child is placed, shall provide the requisite special education and related services to such child in
accordance with the provisions of this section. Within one business day of such a placement by the Department of Children and Families or offices of a government of a federally recognized Native American tribe, said department or offices shall orally notify the local or regional board of education responsible for providing special education and related services to such child of such placement. The department or offices shall provide written notification to such board of such placement within two business days of the placement. Such local or regional board of education shall convene a planning and placement team meeting for such child within thirty days of the placement and shall invite a representative of the Department of Children and Families or offices of a government of a federally recognized Native American tribe to participate in such meeting. (A) The local or regional board of education under whose jurisdiction such child would otherwise be attending school shall be financially responsible for the reasonable costs of such special education and related services in an amount equal to the lesser of one hundred per cent of the costs of such education or the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with the provisions of subsection (a) of section 10-76f. The State Board of Education shall pay on a current basis, except as provided in subdivision (3) of this subsection, any costs in excess of such local or regional board’s basic contributions paid by such board of education in accordance with the provisions of this subdivision. (B) Whenever a child is placed pursuant to this subdivision, on or after July 1, 1995, by the Department of Children and Families and the local or regional board of education under whose jurisdiction such child would otherwise be attending school cannot be identified, the local or regional board of education under whose jurisdiction the child attended school or in whose district the child resided at the time of removal from the home by said department shall be responsible for the reasonable costs of special education and related services provided to such child, for one calendar year or until the child is committed to the state pursuant to section 46b-129 or 46b-140 or is returned to the child’s parent or guardian, whichever is earlier. If the child remains in such
placement beyond one calendar year the Department of Children and Families shall be responsible for such costs. During the period the local or regional board of education is responsible for the reasonable cost of special education and related services pursuant to this subparagraph, the board shall be responsible for such costs in an amount equal to the lesser of one hundred per cent of the costs of such education and related services or the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with the provisions of subsection (a) of section 10-76f. The State Board of Education shall pay on a current basis, except as provided in subdivision (3) of this subsection, any costs in excess of such local or regional board's basic contributions paid by such board of education in accordance with the provisions of this subdivision. The costs for services other than educational shall be paid by the state agency which placed the child. The provisions of this subdivision shall not apply to the school districts established within the Department of Children and Families, pursuant to section 17a-37 or the Department of Correction, pursuant to section 18-99a, provided in any case in which special education is being provided at a private residential institution, including the residential components of regional educational service centers, to a child for whom no local or regional board of education can be found responsible under subsection (b) of this section, Unified School District #2 shall provide the special education and related services and be financially responsible for the reasonable costs of such special education instruction for such children. Notwithstanding the provisions of this subdivision, for the fiscal years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal years ending June 30, 2010, to June 30, 2019, inclusive, and each fiscal year thereafter, the amount of the grants payable to local or regional boards of education in accordance with this subdivision shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this subdivision for such year.

Sec. 5. Subsection (d) of section 10-76g of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2019):
(d) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal [years] year ending June 30, 2010, [to June 30, 2019, inclusive] and each fiscal year thereafter, the amount of the grants payable to local or regional boards of education in accordance with this section, except grants paid in accordance with subdivision (2) of subsection (a) of this section, for the fiscal years ending June 30, 2006, and June 30, 2007, and for the fiscal [years] year ending June 30, 2010, [to June 30, 2019, inclusive] and each fiscal year thereafter, shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this section for such year.

Sec. 6. Subsection (b) of section 10-253 of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2019):

(b) The board of education of the school district under whose jurisdiction a child would otherwise be attending school shall be financially responsible for the reasonable costs of education for a child placed out by the Commissioner of Children and Families or by other agencies, including, but not limited to, offices of a government of a federally recognized Native American tribe, in a private residential facility when such child requires educational services other than special education services. Such financial responsibility shall be the lesser of one hundred per cent of the costs of such education or the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with subsection (a) of section 10-76f. Any costs in excess of the board's basic contribution shall be paid by the State Board of Education on a current basis. The costs for services other than educational shall be paid by the state agency which placed the child. Application for the grant to be paid by the state for costs in excess of the local or regional board of education's basic contribution shall be made in accordance with the provisions of subdivision (5) of subsection (e) of section 10-76d. Notwithstanding the provisions of this subsection, for the fiscal years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal [years] year ending June
30, 2010, [to June 30, 2019, inclusive] and each fiscal year thereafter, the
amount of the grants payable to local or regional boards of education
in accordance with this subsection shall be reduced proportionately if
the total of such grants in such year exceeds the amount appropriated
for the purposes of this subsection for such year.

Sec. 7. Section 10-95q of the general statutes is repealed and the
following is substituted in lieu thereof (Effective from passage):

(a) (1) On or after July 1, 2017, until June 30, [2021] 2023, the
Technical Education and Career System board may recommend a
candidate for superintendent of the Technical Education and Career
System to the Commissioner of Education. The commissioner may hire
or reject any candidate for superintendent recommended by the board.
If the commissioner rejects a candidate for superintendent, the board
shall recommend another candidate for superintendent to the
commissioner. The term of office of the superintendent hired under
this subdivision shall expire on June 30, [2021] 2023.

(2) On and after July 1, [2021] 2023, the Technical Education and
Career System board shall recommend a candidate for superintendent
of the Technical Education and Career System to the executive director
of the Technical Education and Career System. The executive director
may hire or reject any candidate for superintendent recommended by
the board. If the executive director rejects a candidate for
superintendent, the board shall recommend another candidate for
superintendent to the executive director. The term of office of the
superintendent hired under this subdivision shall be three years and
may be extended for no more than three years at any one time.

(b) The superintendent of the Technical Education and Career
System shall be responsible for the operation and administration of the
technical education and career schools and all other matters relating to
vocational, technical, technological and postsecondary education in the

Sec. 8. Section 10-99f of the general statutes is repealed and the
following is substituted in lieu thereof (Effective from passage):

(a) For the fiscal years ending June 30, 2011, to June 30, [2020] 2022, inclusive, the budget for the Technical Education and Career System shall (1) be a separate budgeted agency from the Department of Education, and (2) include a separate (A) educational account for educational and school-based accounts and expenditures, and (B) noneducational account.

(b) Notwithstanding any provision of the general statutes, for the fiscal year ending June 30, 2018, and each fiscal year thereafter, the Governor, when considering reductions in allotment requisitions or allotments in force, shall give priority to the educational needs of the system and instructional staffing needs, as identified in the statement of staffing needs submitted by the superintendent of the Technical Education and Career System pursuant to section 10-99g, and every effort shall be made to avoid impairment of the system’s educational mission and interruption to instructional time during such consideration.

Sec. 9. Section 10-99f of the general statutes, as amended by section 9 of public act 17-237 and section 9 of public act 18-182, is repealed and the following is substituted thereof (Effective July 1, 2022):

(a) For the fiscal year ending June 30, [2021] 2023, and each fiscal year thereafter, the budget for the Technical Education and Career System shall (1) be a separate budgeted agency, and (2) include a separate (A) educational account for educational and school-based accounts and expenditures, and (B) noneducational account.

(b) Notwithstanding any provision of the general statutes, for the fiscal year ending June 30, 2018, and each fiscal year thereafter, the Governor, when considering reductions in allotment requisitions or allotments in force, shall give priority to the educational needs of the system and instructional staffing needs, as identified in the statement of staffing needs submitted by the superintendent of the Technical Education and Career System pursuant to section 10-99g, and every
effort shall be made to avoid impairment of the system's educational mission and interruption to instructional time during such consideration.

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

(a) For the fiscal years ending June 30, 2018, to June 30, 2020, inclusive, the superintendent of the Technical Education and Career System shall create and maintain a list that includes an inventory of all technical and vocational equipment, supplies and materials purchased or obtained and used in the provision of career technical education in each technical education and career school and across the Technical Education and Career System. The board shall consult such list (1) during the preparation of the budget for the Technical Education and Career System, pursuant to section 10-99g, (2) prior to purchasing or obtaining any new equipment, supplies or materials, and (3) for the purpose of sharing equipment, supplies and materials among technical education and career schools.

(b) For the fiscal year ending June 30, 2021, and each fiscal year thereafter, the executive director of the Technical Education and Career System shall create and maintain a list that includes an inventory of all technical and vocational equipment, supplies and materials purchased or obtained and used in the provision of career technical education in each technical education and career school and across the Technical Education and Career System. The executive director shall consult such list (1) during the preparation of the budget for the Technical Education and Career System, pursuant to section 10-99g, (2) prior to purchasing or obtaining any new equipment, supplies or materials, and (3) for the purpose of sharing equipment, supplies and materials among technical education and career schools.

Sec. 11. Section 16 of public act 17-237, as amended by section 79 of public act 17-2 of the June special session and section 11 of public act 18-182, is repealed and the following is substituted in lieu thereof (Effective from passage):
For the fiscal years ending June 30, 2018, to June 30, 2022, inclusive, the State Board of Education shall hire a consultant to (1) assist the Technical Education and Career System board with the development of a transition plan for the Technical Education and Career System, (2) identify and provide recommendations concerning which services could be provided more efficiently through or in conjunction with another local or regional board of education, municipality or state agency by means of a memorandum of understanding with the Technical Education and Career System, and (3) identify efficiencies, best practices and cost savings in procurement. Such consultant shall consult with the administrative and professional staff of the Technical Education and Career System in the development of the transition plan and recommendations described in subdivision (2) of this section. Not later than January 1, 2022, the state board shall submit a report on the transition plan and such identified services and any recommendations for legislation necessary to implement such transition plan and such identified services to the joint standing committee of the General Assembly having cognizance of matters relating to education, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 12. Section 18 of public act 17-237, as amended by section 12 of public act 18-182, is repealed and the following is substituted in lieu thereof (Effective from passage):

For the fiscal years ending June 30, 2018, to June 30, 2022, inclusive, the Department of Education shall (1) provide training to those persons employed by the department within the Technical Education and Career System who will be responsible for performing central office and administrative functions for the system on and after July 1, 2022, and (2) identify those persons within the system who can be trained to perform multiple functions or responsibilities for the system.

Sec. 13. (Effective from passage) Sections 5, 10 and 20 of public act 17-237, as amended by section 17 of public act 18-182, shall take effect July 1, 2022.

Sec. 14. (Effective from passage) Section 2 of public act 17-237, as amended by section 73 of public act 17-2 of the June special session
and as amended by section 18 of public act 18-182, shall take effect July 1, 2022.

Sec. 15. (Effective from passage) Section 4 of public act 17-237, as amended by section 74 of public act 17-2 of the June special session and as amended by section 19 of public act 18-182, shall take effect July 1, 2022.

Sec. 16. (Effective from passage) Section 6 of public act 17-237, as amended by section 279 of public act 17-2 of the June special session and as amended by section 20 of public act 18-182, shall take effect July 1, 2022.

Sec. 17. (Effective from passage) Section 7 of public act 17-237, as amended by section 287 of public act 17-2 of the June special session and as amended by section 21 of public act 18-182, shall take effect July 1, 2022.

This act shall take effect as follows and shall amend the following sections:

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