



General Assembly

January Session, 2021

**Raised Bill No. 948**

LCO No. 3960



Referred to Committee on EDUCATION

Introduced by:  
(ED)

***AN ACT ADDRESSING EDUCATION FUNDING AND RACIAL EQUITY  
IN CONNECTICUT.***

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

1 Section 1. Subdivision (22) of section 10-262f of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
3 *2021*):

4 (22) "Resident students" means the number of pupils of the town  
5 enrolled in public schools at the expense of the town on October first or  
6 the full school day immediately preceding such date, [provided] except  
7 (A) the number shall be decreased by the Department of Education for  
8 failure to comply with the provisions of section 10-16, [and] (B) the  
9 number shall be increased by one one-hundred-eightieth for each  
10 full-time equivalent school day in the school year immediately  
11 preceding such date of at least five hours of actual school work in excess  
12 of one hundred eighty days and nine hundred hours of actual school  
13 work and be increased by the full-time equivalent number of such  
14 pupils attending the summer sessions immediately preceding such date  
15 at the expense of the town, and (C) for the fiscal year ending June 30,

16 2022, the number of pupils of the town enrolled in public schools at the  
17 expense of the town on October 1, 2019, or October 1, 2020, whichever  
18 is greater; "enrolled" shall include pupils who are scheduled for vacation  
19 on the above date and who are expected to return to school as  
20 scheduled. Pupils participating in the program established pursuant to  
21 section 10-266aa shall be counted in accordance with the provisions of  
22 subsection (h) of section 10-266aa.

23 Sec. 2. Subdivision (25) of section 10-262f of the general statutes is  
24 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
25 *2021*):

26 (25) "Total need students" means the sum of (A) the number of  
27 resident students of the town for the school year, [(B) (i) for any school  
28 year commencing prior to July 1, 1998, one-quarter the number of  
29 children under the temporary family assistance program for the prior  
30 fiscal year, and (ii) for the school years commencing July 1, 1998, to July  
31 1, 2006, inclusive, one-quarter the number of children under the  
32 temporary family assistance program for the fiscal year ending June 30,  
33 1997, (C) for school years commencing July 1, 1995, to July 1, 2006,  
34 inclusive, one-quarter of the mastery count for the school year, (D) for  
35 school years commencing July 1, 1995, to July 1, 2006, inclusive, ten per  
36 cent of the number of eligible children, as defined in subdivision (1) of  
37 section 10-17e, for whom the board of education is not required to  
38 provide a program pursuant to section 10-17f, (E) for the school years  
39 commencing July 1, 2007, to July 1, 2012, inclusive, fifteen per cent of the  
40 number of eligible students, as defined in subdivision (1) of section 10-  
41 17e, for whom the board of education is not required to provide a  
42 program pursuant to section 10-17f, (F) for the school years commencing  
43 July 1, 2007, to July 1, 2012, inclusive, thirty-three per cent of the number  
44 of children below the level of poverty, (G) for the school years  
45 commencing July 1, 2013, to July 1, 2016, inclusive, thirty per cent of the  
46 number of children eligible for free or reduced price meals or free milk,  
47 and (H)] (B) for the school year commencing July 1, 2021, (i) thirty per  
48 cent of the number of children eligible for free or reduced price meals or

49 free milk on October 1, 2019, or October 1, 2020, whichever is greater,  
50 (ii) fifteen per cent of the number of children eligible for free or reduced  
51 price meals or free milk, on October 1, 2019, or October 1, 2020,  
52 whichever is greater, in excess of the number of children eligible for free  
53 or reduced price meals or free milk that is equal to sixty per cent of the  
54 total number of resident students of the town on October 1, 2019, or  
55 October 1, 2020, whichever is greater, and (iii) twenty-five per cent of  
56 the number of resident students who are English language learners, as  
57 defined in section 10-76kk on October 1, 2019, or October 1, 2020,  
58 whichever is greater, and (C) for the school year commencing July 1,  
59 [2017] 2022, and each school year thereafter, (i) thirty per cent of the  
60 number of children eligible for free or reduced price meals or free milk,  
61 (ii) [five] fifteen per cent of the number of children eligible for free or  
62 reduced price meals or free milk in excess of the number of children  
63 eligible for free or reduced price meals or free milk that is equal to  
64 [seventy-five] sixty per cent of the total number of resident students of  
65 the town for the school year, and (iii) [fifteen] twenty-five per cent of the  
66 number of resident students who are English language learners, as  
67 defined in section 10-76kk.

68       Sec. 3. Section 10-262h of the general statutes is repealed and the  
69 following is substituted in lieu thereof (*Effective July 1, 2021*):

70       [(a) For the fiscal year ending June 30, 2018, each town maintaining  
71 public schools according to law shall be entitled to an equalization aid  
72 grant as follows: (1) Any town designated as an alliance district, as  
73 defined in section 10-262u, shall be entitled to an equalization aid grant  
74 in an amount equal to its base grant amount; and (2) any town not  
75 designated as an alliance district shall be entitled to an equalization aid  
76 grant in an amount equal to ninety-five per cent of its base grant  
77 amount.

78       (b) For the fiscal year ending June 30, 2019, each town maintaining  
79 public schools according to law shall be entitled to an equalization aid  
80 grant as follows: (1) Any town whose fully funded grant is greater than  
81 its base grant amount shall be entitled to an equalization aid grant in an

82 amount equal to its base grant amount plus four and one-tenth per cent  
83 of its grant adjustment; and (2) any town whose fully funded grant is  
84 less than its base grant amount shall be entitled to an equalization aid  
85 grant in an amount equal to its base grant amount minus twenty-five  
86 per cent of its grant adjustment, except any such town designated as an  
87 alliance district shall be entitled to an equalization aid grant in an  
88 amount equal to its base grant amount.]

89 [(c)] (a) For the fiscal years ending June 30, [2020] 2022, to June 30,  
90 2027, inclusive, each town maintaining public schools according to law  
91 shall be entitled to an equalization aid grant as follows: (1) Any town  
92 whose fully funded grant is greater than its base grant amount shall be  
93 entitled to an equalization aid grant in an amount equal to its  
94 [equalization aid grant amount for the previous fiscal year plus ten and  
95 sixty-six-one-hundredths per cent of its grant adjustment] fully funded  
96 grant; and (2) any town whose fully funded grant is less than its base  
97 grant amount shall be entitled to an equalization aid grant in an amount  
98 equal to its equalization aid grant amount for the previous fiscal year  
99 minus eight and thirty-three-one-hundredths per cent of its grant  
100 adjustment, except any such town designated as an alliance district shall  
101 be entitled to an equalization aid grant in an amount equal to its base  
102 grant amount.

103 [(d)] (b) For the fiscal year ending June 30, 2028, and each fiscal year  
104 thereafter, each town maintaining public schools according to law shall  
105 be entitled to an equalization aid grant in an amount equal to its fully  
106 funded grant, except any town designated as an alliance district whose  
107 fully funded grant amount is less than its base grant amount shall be  
108 entitled to an equalization aid grant in an amount equal to its base grant  
109 amount.

110 Sec. 4. (NEW) (*Effective July 1, 2021*) (a) As used in this section, and  
111 sections 10-65, 10-66ee, 10-264l and 10-266aa of the general statutes, as  
112 amended by this act:

113 (1) "Choice program" means (A) an interdistrict magnet school

114 program, (B) a state charter school, (C) a regional agricultural science  
115 and technology center, or (D) the interdistrict public school attendance  
116 program pursuant to section 10-266aa of the general statutes, as  
117 amended by this act.

118 (2) "Foundation" has the same meaning as provided in section 10-262f  
119 of the general statutes, as amended by this act.

120 (3) "Resident students" has the same meaning as provided in section  
121 10-262f of the general statutes, as amended by this act.

122 (4) "Resident choice program students" means the number of students  
123 of a town enrolled or participating in a particular choice program.

124 (5) "Total need students" has the same meaning as provided in section  
125 10-262f of the general statutes, as amended by this act.

126 (6) "Total magnet school program need students" means the sum of  
127 (A) the number of students enrolled in the interdistrict magnet school  
128 program of the interdistrict magnet school operator, who is not a local  
129 or regional board of education, for the school year, and (B) for the school  
130 year commencing July 1, 2021, and each school year thereafter, (i) thirty  
131 per cent of the number of children enrolled in such interdistrict magnet  
132 school program eligible for free or reduced price meals or free milk, (ii)  
133 fifteen per cent of the number of such children eligible for free or  
134 reduced price meals or free milk in excess of the number of such children  
135 eligible for free or reduced price meals or free milk that is equal to sixty  
136 per cent of the total number of children enrolled in such interdistrict  
137 magnet school program, and (iii) twenty-five per cent of the number of  
138 students enrolled in such interdistrict magnet school program who are  
139 English language learners, as defined in section 10-76kk of the general  
140 statutes, and (iv) fifteen per cent of the number of students enrolled in  
141 such interdistrict magnet school program if such interdistrict magnet  
142 school program is assisting the state in meeting its obligations pursuant  
143 to the decision in *Sheff v. O'Neill*, 238 Conn. 1 (1996), or any related  
144 stipulation or order in effect, as determined by the commissioner.

145 (7) "Total state charter school need students" means the sum of (A)  
146 the number of students enrolled in state charter schools under the  
147 control of the governing authority for such state charter schools for the  
148 school year, and (B) for the school year commencing July 1, 2021, and  
149 each school year thereafter, (i) thirty per cent of the number of children  
150 enrolled in such state charter schools eligible for free or reduced price  
151 meals or free milk, (ii) fifteen per cent of the number of such children  
152 eligible for free or reduced price meals or free milk in excess of the  
153 number of such children eligible for free or reduced price meals or free  
154 milk that is equal to sixty per cent of the total number of children  
155 enrolled in such state charter schools, and (iii) twenty-five per cent of  
156 the number of students enrolled in such state charter schools who are  
157 English language learners, as defined in section 10-76kk of the general  
158 statutes.

159 (8) "Sending town" means the town that sends resident choice  
160 program students, which it would otherwise be legally responsible for  
161 educating, to a choice program.

162 (9) "Receiving district" has the same meaning as provided in section  
163 10-266aa of the general statutes, as amended by this act.

164 (10) "Weighted funding amount per pupil" means the quotient of (A)  
165 the product of the foundation and a town's total need students for the  
166 fiscal year prior to the year in which the grant is to be paid, and (B) the  
167 number of resident students of the town.

168 (11) "Weighted funding amount per sending town" means the  
169 product of a town's (A) weighted funding amount per pupil, and (B)  
170 number of resident choice program students for a particular choice  
171 program.

172 (12) "Choice program grant" means the sum of the weighted funding  
173 amount per sending town for each sending town.

174 (b) (1) For the fiscal year ending June 30, 2022, and each fiscal year  
175 thereafter, an interdistrict magnet school program operator, other than

176 an operator that is a local or regional board of education, shall be  
177 entitled to a grant in an amount equal to the product of the foundation  
178 and its total magnet school program need students.

179 (2) For the fiscal year ending June 30, 2022, and each fiscal year  
180 thereafter, an interdistrict magnet school operator that is a local or  
181 regional board of education shall be entitled to a grant in an amount  
182 equal to its choice program grant.

183 (c) For the fiscal year ending June 30, 2022, and each fiscal year  
184 thereafter, the governing authority for a state charter school shall be  
185 entitled to a grant in an amount equal to the product of the foundation  
186 and its total state charter school need students.

187 (d) For the fiscal year ending June 30, 2022, and each fiscal year  
188 thereafter, the local or regional board of education for each receiving  
189 district shall be entitled to a grant in an amount equal to its choice  
190 program grant.

191 (e) For the fiscal year ending June 30, 2022, and each fiscal year  
192 thereafter, a local or regional board of education that operates a regional  
193 agricultural science and technology center shall be entitled to a grant in  
194 an amount equal to its choice program grant.

195 Sec. 5. Section 10-264*l* of the general statutes is repealed and the  
196 following is substituted in lieu thereof (*Effective July 1, 2021*):

197 (a) The Department of Education shall, within available  
198 appropriations, establish a grant program (1) to assist (A) local and  
199 regional boards of education, (B) regional educational service centers,  
200 (C) the Board of Trustees of the Community-Technical Colleges on  
201 behalf of Quinebaug Valley Community College and Three Rivers  
202 Community College, and (D) cooperative arrangements pursuant to  
203 section 10-158a, and (2) in assisting the state in meeting its obligations  
204 pursuant to the decision in *Sheff v. O'Neill*, 238 Conn. 1 (1996), or any  
205 related stipulation or order in effect, as determined by the  
206 commissioner, to assist (A) the Board of Trustees of the Community-

207 Technical Colleges on behalf of a regional community-technical college,  
208 (B) the Board of Trustees of the Connecticut State University System on  
209 behalf of a state university, (C) the Board of Trustees of The University  
210 of Connecticut on behalf of the university, (D) the board of governors  
211 for an independent institution of higher education, as defined in  
212 subsection (a) of section 10a-173, or the equivalent of such a board, on  
213 behalf of the independent institution of higher education, and (E) any  
214 other third-party not-for-profit corporation approved by the  
215 commissioner with the operation of interdistrict magnet school  
216 programs. All interdistrict magnet schools shall be operated in  
217 conformance with the same laws and regulations applicable to public  
218 schools. For the purposes of this section "an interdistrict magnet school  
219 program" means a program which (i) supports racial, ethnic and  
220 economic diversity, (ii) offers a special and high quality curriculum, and  
221 (iii) requires students who are enrolled to attend at least half-time. An  
222 interdistrict magnet school program does not include a regional  
223 agricultural science and technology school, a technical education and  
224 career school or a regional special education center. For the school years  
225 commencing July 1, 2017, to July 1, 2020, inclusive, the governing  
226 authority for each interdistrict magnet school program shall (I) restrict  
227 the number of students that may enroll in the school from a participating  
228 district to seventy-five per cent of the total school enrollment, and (II)  
229 maintain a total school enrollment that is in accordance with the  
230 reduced-isolation setting standards for interdistrict magnet school  
231 programs, developed by the Commissioner of Education pursuant to  
232 section 10-264r.

233 (b) (1) Applications for interdistrict magnet school program  
234 operating grants awarded pursuant to this section shall be submitted  
235 annually to the Commissioner of Education at such time and in such  
236 manner as the commissioner prescribes, except that on and after July 1,  
237 2009, applications for such operating grants for new interdistrict magnet  
238 schools, other than those that the commissioner determines will assist  
239 the state in meeting its obligations pursuant to the decision in *Sheff v.*  
240 *O'Neill*, 238 Conn. 1 (1996), or any related stipulation or order in effect,



241 as determined by the commissioner, shall not be accepted until the  
242 commissioner develops a comprehensive state-wide interdistrict  
243 magnet school plan. The commissioner shall submit such  
244 comprehensive state-wide interdistrict magnet school plan on or before  
245 October 1, 2016, to the joint standing committees of the General  
246 Assembly having cognizance of matters relating to education and  
247 appropriations.

248 (2) In determining whether an application shall be approved and  
249 funds awarded pursuant to this section, the commissioner shall  
250 consider, but such consideration shall not be limited to: (A) Whether the  
251 program offered by the school is likely to increase student achievement;  
252 (B) whether the program is likely to reduce racial, ethnic and economic  
253 isolation; (C) the percentage of the student enrollment in the program  
254 from each participating district; and (D) the proposed operating budget  
255 and the sources of funding for the interdistrict magnet school. For a  
256 magnet school not operated by a local or regional board of education,  
257 the commissioner shall only approve a proposed operating budget that,  
258 on a per pupil basis, does not exceed the maximum allowable threshold  
259 established in accordance with this subdivision. The maximum  
260 allowable threshold shall be an amount equal to one hundred twenty  
261 per cent of the state average of the quotient obtained by dividing net  
262 current expenditures, as defined in section 10-261, by average daily  
263 membership, as defined in said section, for the fiscal year two years  
264 prior to the fiscal year for which the operating grant is requested. The  
265 Department of Education shall establish the maximum allowable  
266 threshold no later than December fifteenth of the fiscal year prior to the  
267 fiscal year for which the operating grant is requested. If requested by an  
268 applicant that is not a local or regional board of education, the  
269 commissioner may approve a proposed operating budget that exceeds  
270 the maximum allowable threshold if the commissioner determines that  
271 there are extraordinary programmatic needs. For the fiscal years ending  
272 June 30, 2017, June 30, 2018, June 30, 2020, and June 30, 2021, in the case  
273 of an interdistrict magnet school that will assist the state in meeting its  
274 obligations pursuant to the decision in *Sheff v. O'Neill*, 238 Conn. 1

275 (1996), or any related stipulation or order in effect, as determined by the  
276 commissioner, the commissioner shall also consider whether the school  
277 is meeting the reduced-isolation setting standards for interdistrict  
278 magnet school programs, developed by the commissioner pursuant to  
279 section 10-264r. If such school has not met such reduced-isolation setting  
280 standards, it shall not be entitled to receive a grant pursuant to this  
281 section unless the commissioner finds that it is appropriate to award a  
282 grant for an additional year or years and approves a plan to bring such  
283 school into compliance with such reduced-isolation setting standards. If  
284 requested by the commissioner, the applicant shall meet with the  
285 commissioner or the commissioner's designee to discuss the budget and  
286 sources of funding.

287 (3) For the fiscal years ending June 30, 2018, to June 30, 2021,  
288 inclusive, the commissioner shall not award a grant to an interdistrict  
289 magnet school program that (A) has more than seventy-five per cent of  
290 the total school enrollment from one school district, or (B) does not  
291 maintain a total school enrollment that is in accordance with the  
292 reduced-isolation setting standards for interdistrict magnet school  
293 programs, developed by the Commissioner of Education pursuant to  
294 section 10-264r, except the commissioner may award a grant to such  
295 school for an additional year or years if the commissioner finds it is  
296 appropriate to do so and approves a plan to bring such school into  
297 compliance with such reduced-isolation setting standards.

298 (4) For the fiscal years ending June 30, 2018, to June 30, 2021,  
299 inclusive, if an interdistrict magnet school program does not maintain a  
300 total school enrollment that is in accordance with the reduced-isolation  
301 setting standards for interdistrict magnet school programs, developed  
302 by the commissioner pursuant to section 10-264r, for two or more  
303 consecutive years, the commissioner may impose a financial penalty on  
304 the operator of such interdistrict magnet school program, or take any  
305 other measure, in consultation with such operator, as may be  
306 appropriate to assist such operator in complying with such reduced-  
307 isolation setting standards.

308       (5) For the purposes of equalization aid under section 10-262h, as  
309 amended by this act, a student enrolled in an interdistrict magnet school  
310 program shall be considered a student enrolled in the school district in  
311 which such student resides.

312       (c) (1) [The maximum amount each interdistrict magnet school  
313 program, except those described in subparagraphs (A) to (G), inclusive,  
314 of subdivision (3) of this subsection, shall be eligible to receive per  
315 enrolled student who is not a resident of the town operating the magnet  
316 school shall be (A) six thousand sixteen dollars for the fiscal year ending  
317 June 30, 2008, (B) six thousand seven hundred thirty dollars for the fiscal  
318 years ending June 30, 2009, to June 30, 2012, inclusive, (C) seven  
319 thousand eighty-five dollars for the fiscal years ending June 30, 2013, to  
320 June 30, 2019, inclusive, and (D) seven thousand two hundred twenty-  
321 seven dollars for the fiscal year ending June 30, 2020, and each fiscal year  
322 thereafter. The per pupil grant for each enrolled student who is a  
323 resident of the town operating the magnet school program shall be (i)  
324 three thousand dollars for the fiscal years ending June 30, 2008, to June  
325 30, 2019, inclusive, and (ii) three thousand sixty dollars for the fiscal year  
326 ending June 30, 2020, and each fiscal year thereafter.] For the fiscal year  
327 ending June 30, 2022, and each fiscal year thereafter, each interdistrict  
328 magnet school operator shall be paid a grant equal to the amount the  
329 operator is entitled to receive under the provisions of section 4 of this  
330 act.

331       (2) For the fiscal year ending June 30, 2003, and each fiscal year  
332 thereafter, the commissioner may, within available appropriations,  
333 provide supplemental grants for the purposes of enhancing educational  
334 programs in such interdistrict magnet schools, as the commissioner  
335 determines. Such grants shall be made after the commissioner has  
336 conducted a comprehensive financial review and approved the total  
337 operating budget for such schools, including all revenue and  
338 expenditure estimates.

339       [(3) (A) Except as otherwise provided in subparagraphs (C) to (G),  
340 inclusive, of this subdivision, each interdistrict magnet school operated

341 by a regional educational service center that enrolls less than fifty-five  
342 per cent of the school's students from a single town shall receive a per  
343 pupil grant in the amount of (i) six thousand two hundred fifty dollars  
344 for the fiscal year ending June 30, 2006, (ii) six thousand five hundred  
345 dollars for the fiscal year ending June 30, 2007, (iii) seven thousand sixty  
346 dollars for the fiscal year ending June 30, 2008, (iv) seven thousand six  
347 hundred twenty dollars for the fiscal years ending June 30, 2009, to June  
348 30, 2012, inclusive, (v) seven thousand nine hundred dollars for the  
349 fiscal years ending June 30, 2013, to June 30, 2019, inclusive, and (vi)  
350 eight thousand fifty-eight dollars for the fiscal year ending June 30, 2020,  
351 and each fiscal year thereafter.

352 (B) Except as otherwise provided in subparagraphs (C) to (G),  
353 inclusive, of this subdivision, each interdistrict magnet school operated  
354 by a regional educational service center that enrolls at least fifty-five per  
355 cent of the school's students from a single town shall receive a per pupil  
356 grant for each enrolled student who is not a resident of the district that  
357 enrolls at least fifty-five per cent of the school's students in the amount  
358 of (i) six thousand sixteen dollars for the fiscal year ending June 30, 2008,  
359 (ii) six thousand seven hundred thirty dollars for the fiscal years ending  
360 June 30, 2009, to June 30, 2012, inclusive, (iii) seven thousand eighty-five  
361 dollars for the fiscal years ending June 30, 2013, to June 30, 2019,  
362 inclusive, and (iv) seven thousand two hundred twenty-seven dollars  
363 for the fiscal year ending June 30, 2020, and each fiscal year thereafter.  
364 The per pupil grant for each enrolled student who is a resident of the  
365 district that enrolls at least fifty-five per cent of the school's students  
366 shall be three thousand sixty dollars.

367 (C) (i) For the fiscal years ending June 30, 2015, to June 30, 2019,  
368 inclusive, each interdistrict magnet school operated by a regional  
369 educational service center that began operations for the school year  
370 commencing July 1, 2001, and that for the school year commencing July  
371 1, 2008, enrolled at least fifty-five per cent, but no more than eighty per  
372 cent of the school's students from a single town, shall receive a per pupil  
373 grant (I) for each enrolled student who is a resident of the district that

374 enrolls at least fifty-five per cent, but no more than eighty per cent of the  
375 school's students, up to an amount equal to the total number of such  
376 enrolled students as of October 1, 2013, using the data of record, in the  
377 amount of eight thousand one hundred eighty dollars, (II) for each  
378 enrolled student who is a resident of the district that enrolls at least fifty-  
379 five per cent, but not more than eighty per cent of the school's students,  
380 in an amount greater than the total number of such enrolled students as  
381 of October 1, 2013, using the data of record, in the amount of three  
382 thousand dollars, (III) for each enrolled student who is not a resident of  
383 the district that enrolls at least fifty-five per cent, but no more than  
384 eighty per cent of the school's students, up to an amount equal to the  
385 total number of such enrolled students as of October 1, 2013, using the  
386 data of record, in the amount of eight thousand one hundred eighty  
387 dollars, and (IV) for each enrolled student who is not a resident of the  
388 district that enrolls at least fifty-five per cent, but not more than eighty  
389 per cent of the school's students, in an amount greater than the total  
390 number of such enrolled students as of October 1, 2013, using the data  
391 of record, in the amount of seven thousand eighty-five dollars.

392 (ii) For the fiscal year ending June 30, 2020, and each fiscal year  
393 thereafter, each interdistrict magnet school operated by a regional  
394 educational service center that began operations for the school year  
395 commencing July 1, 2001, and that for the school year commencing July  
396 1, 2008, enrolled at least fifty-five per cent, but not more than eighty per  
397 cent of the school's students from a single town, shall receive a per pupil  
398 grant (I) for each enrolled student who is a resident of the district that  
399 enrolls at least fifty-five per cent, but not more than eighty per cent of  
400 the school's students, up to an amount equal to the total number of such  
401 enrolled students as of October 1, 2013, using the data of record, in the  
402 amount of eight thousand three hundred forty-four dollars, (II) for each  
403 enrolled student who is a resident of the district that enrolls at least fifty-  
404 five per cent, but not more than eighty per cent of the school's students,  
405 in an amount greater than the total number of such enrolled students as  
406 of October 1, 2013, using the data of record, in the amount of three  
407 thousand sixty dollars, (III) for each enrolled student who is not a

408 resident of the district that enrolls at least fifty-five per cent, but no more  
409 than eighty per cent of the school's students, up to an amount equal to  
410 the total number of such enrolled students as of October 1, 2013, using  
411 the data of record, in the amount of eight thousand three hundred forty-  
412 four dollars, and (IV) for each enrolled student who is not a resident of  
413 the district that enrolls at least fifty-five per cent, but not more than  
414 eighty per cent of the school's students, in an amount greater than the  
415 total number of such enrolled students as of October 1, 2013, using the  
416 data of record, in the amount of seven thousand two hundred twenty-  
417 seven dollars.

418 (D) (i) Except as otherwise provided in subparagraph (D)(ii) of this  
419 subdivision, each interdistrict magnet school operated by (I) a regional  
420 educational service center, (II) the Board of Trustees of the Community-  
421 Technical Colleges on behalf of a regional community-technical college,  
422 (III) the Board of Trustees of the Connecticut State University System on  
423 behalf of a state university, (IV) the Board of Trustees for The University  
424 of Connecticut on behalf of the university, (V) the board of governors  
425 for an independent institution of higher education, as defined in  
426 subsection (a) of section 10a-173, or the equivalent of such a board, on  
427 behalf of the independent institution of higher education, except as  
428 otherwise provided in subparagraph (E) of this subdivision, (VI)  
429 cooperative arrangements pursuant to section 10-158a, (VII) any other  
430 third-party not-for-profit corporation approved by the commissioner,  
431 and (VIII) the Hartford school district for the operation of Great Path  
432 Academy on behalf of Manchester Community College, that enrolls less  
433 than sixty per cent of its students from Hartford shall receive a per pupil  
434 grant in the amount of nine thousand six hundred ninety-five dollars for  
435 the fiscal year ending June 30, 2010, ten thousand four hundred forty-  
436 three dollars for the fiscal years ending June 30, 2011, to June 30, 2019,  
437 inclusive, and ten thousand six hundred fifty-two dollars for the fiscal  
438 year ending June 30, 2020, and each fiscal year thereafter.

439 (ii) For the fiscal years ending June 30, 2016, to June 30, 2019,  
440 inclusive, any interdistrict magnet school described in subparagraph

441 (D)(i) of this subdivision that enrolls less than fifty per cent of its  
442 incoming students from Hartford shall receive a per pupil grant in the  
443 amount of seven thousand nine hundred dollars for one-half of the total  
444 number of non-Hartford students enrolled in the school over fifty per  
445 cent of the total school enrollment and shall receive a per pupil grant in  
446 the amount of ten thousand four hundred forty-three dollars for the  
447 remainder of the total school enrollment. For the fiscal year ending June  
448 30, 2020, and each fiscal year thereafter, any interdistrict magnet school  
449 described in subparagraph (D)(i) of this subdivision that enrolls less  
450 than fifty per cent of its incoming students from Hartford shall receive  
451 a per pupil grant in the amount of eight thousand fifty-eight dollars for  
452 one-half of the total number of non-Hartford students enrolled in the  
453 school over fifty per cent of the total school enrollment and shall receive  
454 a per pupil grant in the amount of ten thousand six hundred fifty-two  
455 dollars for the remainder of the total school enrollment.

456 (E) For the fiscal year ending June 30, 2015, and each fiscal year  
457 thereafter, each interdistrict magnet school operated by the board of  
458 governors for an independent institution of higher education, as defined  
459 in subsection (a) of section 10a-173, or the equivalent of such a board, on  
460 behalf of the independent institution of higher education, that (i) began  
461 operations for the school year commencing July 1, 2014, (ii) enrolls less  
462 than sixty per cent of its students from Hartford pursuant to the decision  
463 in *Sheff v. O'Neill*, 238 Conn. 1 (1996), or any related stipulation or order  
464 in effect, as determined by the commissioner, and (iii) enrolls students  
465 at least half-time, shall be eligible to receive a per pupil grant (I) equal  
466 to sixty-five per cent of the grant amount determined pursuant to  
467 subparagraph (D) of this subdivision for each student who is enrolled  
468 at such school for at least two semesters in each school year, and (II)  
469 equal to thirty-two and one-half per cent of the grant amount  
470 determined pursuant to subparagraph (D) of this subdivision for each  
471 student who is enrolled at such school for one semester in each school  
472 year.

473 (F) Each interdistrict magnet school operated by a local or regional

474 board of education, pursuant to the decision in *Sheff v. O'Neill*, 238  
475 Conn. 1 (1996), or any related stipulation or order in effect, shall receive  
476 a per pupil grant for each enrolled student who is not a resident of the  
477 district in the amount of (i) twelve thousand dollars for the fiscal year  
478 ending June 30, 2010, (ii) thirteen thousand fifty-four dollars for the  
479 fiscal years ending June 30, 2011, to June 30, 2019, inclusive, and (iii)  
480 thirteen thousand three hundred fifteen dollars for the fiscal year ending  
481 June 30, 2020, and each fiscal year thereafter.

482 (G) In addition to the grants described in subparagraph (E) of this  
483 subdivision, for the fiscal year ending June 30, 2010, the commissioner  
484 may, subject to the approval of the Secretary of the Office of Policy and  
485 Management and the Finance Advisory Committee, established  
486 pursuant to section 4-93, provide supplemental grants to the Hartford  
487 school district of up to one thousand fifty-four dollars for each student  
488 enrolled at an interdistrict magnet school operated by the Hartford  
489 school district who is not a resident of such district.

490 (H) For the fiscal year ending June 30, 2016, and each fiscal year  
491 thereafter, the half-day Greater Hartford Academy of the Arts  
492 interdistrict magnet school operated by the Capital Region Education  
493 Council shall be eligible to receive a per pupil grant equal to sixty-five  
494 per cent of the per pupil grant specified in subparagraph (A) of this  
495 subdivision.

496 (I) For the fiscal years ending June 30, 2016, to June 30, 2018, inclusive,  
497 the half-day Greater Hartford Academy of Mathematics and Science  
498 interdistrict magnet school operated by the Capitol Region Education  
499 Council shall be eligible to receive a per pupil grant equal to six  
500 thousand seven hundred eighty-seven dollars for (i) students enrolled  
501 in grades ten to twelve, inclusive, for the fiscal year ending June 30, 2016,  
502 (ii) students enrolled in grades eleven and twelve for the fiscal year  
503 ending June 30, 2017, and (iii) students enrolled in grade twelve for the  
504 fiscal year ending June 30, 2018. For the fiscal year ending June 30, 2016,  
505 and each fiscal year thereafter, the half-day Greater Hartford Academy  
506 of Mathematics and Science interdistrict magnet school shall not be



507 eligible for any additional grants pursuant to subsection (c) of this  
508 section.

509 (4) For the fiscal years ending June 30, 2015, and June 30, 2016, the  
510 department may limit payment to an interdistrict magnet school  
511 operator to an amount equal to the grant that such magnet school  
512 operator was eligible to receive based on the enrollment level of the  
513 interdistrict magnet school program on October 1, 2013. Approval of  
514 funding for enrollment above such enrollment level shall be prioritized  
515 by the department as follows: (A) Increases in enrollment in an  
516 interdistrict magnet school program that is adding planned new grade  
517 levels for the school years commencing July 1, 2015, and July 1, 2016; (B)  
518 increases in enrollment in an interdistrict magnet school program that  
519 added planned new grade levels for the school year commencing July 1,  
520 2014, and was funded during the fiscal year ending June 30, 2015; (C)  
521 increases in enrollment in an interdistrict magnet school program that  
522 is moving into a permanent facility for the school years commencing  
523 July 1, 2014, to July 1, 2016, inclusive; (D) increases in enrollment in an  
524 interdistrict magnet school program to ensure compliance with  
525 subsection (a) of this section; and (E) new enrollments for a new  
526 interdistrict magnet school program commencing operations on or after  
527 July 1, 2014, pursuant to the decision in *Sheff v. O'Neill*, 238 Conn. 1  
528 (1996), or any related stipulation or order in effect, as determined by the  
529 commissioner. Any interdistrict magnet school program operating less  
530 than full-time, but at least half-time, shall be eligible to receive a grant  
531 equal to sixty-five per cent of the grant amount determined pursuant to  
532 this subsection.

533 (5) For the fiscal year ending June 30, 2017, the department may limit  
534 payment to an interdistrict magnet school operator to an amount equal  
535 to the grant that such magnet school operator was eligible to receive  
536 based on the enrollment level of the interdistrict magnet school program  
537 on October 1, 2013, or October 1, 2015, whichever is lower. Approval of  
538 funding for enrollment above such enrollment level shall be prioritized  
539 by the department as follows: (A) Increases in enrollment in an

540 interdistrict magnet school program that is adding planned new grade  
541 levels for the school years commencing July 1, 2015, and July 1, 2016; (B)  
542 increases in enrollment in an interdistrict magnet school program that  
543 added planned new grade levels for the school year commencing July 1,  
544 2014, and was funded during the fiscal year ending June 30, 2015; (C)  
545 increases in enrollment in an interdistrict magnet school program that  
546 added planned new grade levels for the school year commencing July 1,  
547 2015, and was funded during the fiscal year ending June 30, 2016; and  
548 (D) increases in enrollment in an interdistrict magnet school program to  
549 ensure compliance with subsection (a) of this section. Any interdistrict  
550 magnet school program operating less than full-time, but at least half-  
551 time, shall be eligible to receive a grant equal to sixty-five per cent of the  
552 grant amount determined pursuant to this subsection.

553 (6) For the fiscal year ending June 30, 2018, and within available  
554 appropriations, the department may limit payment to an interdistrict  
555 magnet school operator to an amount equal to the grant that such  
556 magnet school operator was eligible to receive based on the enrollment  
557 level of the interdistrict magnet school program on October 1, 2013,  
558 October 1, 2015, or October 1, 2016, whichever is lower. Approval of  
559 funding for enrollment above such enrollment level shall be prioritized  
560 by the department and subject to the commissioner's approval,  
561 including increases in enrollment in an interdistrict magnet school  
562 program as a result of planned and approved new grade levels. Any  
563 interdistrict magnet school program operating less than full-time, but at  
564 least half-time, shall be eligible to receive a grant equal to sixty-five per  
565 cent of the grant amount determined pursuant to this subsection.

566 (7) For the fiscal year ending June 30, 2019, and within available  
567 appropriations, the department may limit payment to an interdistrict  
568 magnet school operator to an amount equal to the grant that such  
569 magnet school operator was eligible to receive based on the enrollment  
570 level of the interdistrict magnet school program on October 1, 2013,  
571 October 1, 2015, October 1, 2016, or October 1, 2017, whichever is lower.  
572 Approval of funding for enrollment above such enrollment level shall

573 be prioritized by the department and subject to the commissioner's  
574 approval, including increases in enrollment in an interdistrict magnet  
575 school program as a result of planned and approved new grade levels.  
576 Any interdistrict magnet school program operating less than full-time,  
577 but at least half-time, shall be eligible to receive a grant equal to sixty-  
578 five per cent of the grant amount determined pursuant to this  
579 subsection.

580 (8) For the fiscal year ending June 30, 2020, and within available  
581 appropriations, the department may limit payment to an interdistrict  
582 magnet school operator to an amount equal to the grant that such  
583 magnet school operator was eligible to receive based on the enrollment  
584 level of the interdistrict magnet school program on October 1, 2013,  
585 October 1, 2015, October 1, 2016, October 1, 2017, or October 1, 2018,  
586 whichever is lower. Approval of funding for enrollment above such  
587 enrollment level shall be prioritized by the department and subject to  
588 the commissioner's approval, including increases in enrollment in an  
589 interdistrict magnet school program as a result of planned and  
590 approved new grade levels. Any interdistrict magnet school program  
591 operating less than full-time, but at least half-time, shall be eligible to  
592 receive a grant equal to sixty-five per cent of the grant amount  
593 determined pursuant to this subsection.

594 (9) For the fiscal year ending June 30, 2021, and within available  
595 appropriations, the department may limit payment to an interdistrict  
596 magnet school operator to an amount equal to the grant that such  
597 magnet school operator was eligible to receive based on the enrollment  
598 level of the interdistrict magnet school program on October 1, 2013,  
599 October 1, 2015, October 1, 2016, October 1, 2017, October 1, 2018, or  
600 October 1, 2019, whichever is lower. Approval of funding for enrollment  
601 above such enrollment level shall be prioritized by the department and  
602 subject to the commissioner's approval, including increases in  
603 enrollment in an interdistrict magnet school program as a result of  
604 planned and approved new grade levels. Any interdistrict magnet  
605 school program operating less than full-time, but at least half-time, shall

606 be eligible to receive a grant equal to sixty-five per cent of the grant  
607 amount determined pursuant to this subsection.]

608        [(10)] (3) Within available appropriations, the commissioner may  
609 make grants to the following entities that operate an interdistrict magnet  
610 school that assists the state in meeting its obligations pursuant to the  
611 decision in *Sheff v. O'Neill*, 238 Conn. 1 (1996), or any related stipulation  
612 or order in effect, as determined by the commissioner and that provide  
613 academic support programs and summer school educational programs  
614 approved by the commissioner to students participating in such  
615 interdistrict magnet school program: (A) Regional educational service  
616 centers, (B) local and regional boards of education, (C) the Board of  
617 Trustees of the Community-Technical Colleges on behalf of a regional  
618 community-technical college, (D) the Board of Trustees of the  
619 Connecticut State University System on behalf of a state university, (E)  
620 the Board of Trustees for The University of Connecticut on behalf of the  
621 university, (F) the board of governors for an independent institution of  
622 higher education, as defined in subsection (a) of section 10a-173, or the  
623 equivalent of such a board, on behalf of the independent institution of  
624 higher education, (G) cooperative arrangements pursuant to section 10-  
625 158a, and (H) any other third-party not-for-profit corporation approved  
626 by the commissioner.

627        [(11)] (4) Within available appropriations, the Commissioner of  
628 Education may make grants, in an amount not to exceed seventy-five  
629 thousand dollars, for start-up costs associated with the development of  
630 new interdistrict magnet school programs that assist the state in meeting  
631 its obligations pursuant to the decision in *Sheff v. O'Neill*, 238 Conn. 1  
632 (1996), or any related stipulation or order in effect, as determined by the  
633 commissioner, to the following entities that develop such a program: (A)  
634 Regional educational service centers, (B) local and regional boards of  
635 education, (C) the Board of Trustees of the Community-Technical  
636 Colleges on behalf of a regional community-technical college, (D) the  
637 Board of Trustees of the Connecticut State University System on behalf  
638 of a state university, (E) the Board of Trustees for The University of

639 Connecticut on behalf of the university, (F) the board of governors for  
640 an independent institution of higher education, as defined in subsection  
641 (a) of section 10a-173, or the equivalent of such a board, on behalf of the  
642 independent institution of higher education, (G) cooperative  
643 arrangements pursuant to section 10-158a, and (H) any other third-party  
644 not-for-profit corporation approved by the commissioner.

645 [(12)] (5) The amounts of the grants determined pursuant to this  
646 subsection shall be proportionately adjusted, if necessary, within  
647 available appropriations, and in no case shall the total grant paid to an  
648 interdistrict magnet school operator pursuant to this section exceed the  
649 aggregate total of the reasonable operating budgets of the interdistrict  
650 magnet school programs of such operator, less revenues from other  
651 sources.

652 (d) [(1)] Grants made pursuant to this section [, except those made  
653 pursuant to subdivision (7) of subsection (c) of this section and  
654 subdivision (2) of this subsection,] shall be paid as follows: Seventy per  
655 cent not later than September first and the balance not later than May  
656 first of each fiscal year. The May first payment shall be adjusted to reflect  
657 actual interdistrict magnet school program enrollment as of the  
658 preceding October first using the data of record as of the intervening  
659 January thirty-first, if the actual level of enrollment is lower than the  
660 projected enrollment stated in the approved grant application. The May  
661 first payment shall be further adjusted for the difference between the  
662 total grant received by the magnet school operator in the prior fiscal year  
663 and the revised total grant amount calculated for the prior fiscal year in  
664 cases where the aggregate financial audit submitted by the interdistrict  
665 magnet school operator pursuant to subdivision (1) of subsection (n) of  
666 this section indicates an overpayment by the department.  
667 Notwithstanding the provisions of this section to the contrary, grants  
668 made pursuant to this section may be paid to each interdistrict magnet  
669 school operator as an aggregate total of the amount that the interdistrict  
670 magnet schools operated by each such operator are eligible to receive  
671 under this section. Each interdistrict magnet school operator may

672 distribute such aggregate grant among the interdistrict magnet school  
673 programs that such operator is operating pursuant to a distribution plan  
674 approved by the Commissioner of Education.

675 [(2) For the fiscal year ending June 30, 2016, and each fiscal year  
676 thereafter, grants made pursuant to subparagraph (E) of subdivision (3)  
677 of subsection (c) of this section shall be paid as follows: Fifty per cent of  
678 the amount not later than September first based on estimated student  
679 enrollment for the first semester on September first, and another fifty  
680 per cent not later than May first of each fiscal year based on actual  
681 student enrollment for the second semester on February first. The May  
682 first payment shall be adjusted to reflect actual interdistrict magnet  
683 school program enrollment for those students who have been enrolled  
684 at such school for at least two semesters of the school year, using the  
685 data of record, and actual student enrollment for those students who  
686 have been enrolled at such school for only one semester, using data of  
687 record. The May first payment shall be further adjusted for the  
688 difference between the total grant received by the magnet school  
689 operator in the prior fiscal year and the revised total grant amount  
690 calculated for the prior fiscal year where the financial audit submitted  
691 by the interdistrict magnet school operator pursuant to subdivision (1)  
692 of subsection (n) of this section indicates an overpayment by the  
693 department.]

694 (e) The Department of Education may retain up to one-half of one per  
695 cent of the amount appropriated, in an amount not to exceed five  
696 hundred thousand dollars, for purposes of this section for program  
697 evaluation and administration.

698 (f) Each local or regional school district in which an interdistrict  
699 magnet school is located shall provide the same kind of transportation  
700 to its children enrolled in such interdistrict magnet school as it provides  
701 to its children enrolled in other public schools in such local or regional  
702 school district. The parent or guardian of a child denied the  
703 transportation services required to be provided pursuant to this  
704 subsection may appeal such denial in the manner provided in sections

705 10-186 and 10-187.

706 (g) On or before October fifteenth of each year, the Commissioner of  
707 Education shall determine if interdistrict magnet school enrollment is  
708 below the number of students for which funds were appropriated. If the  
709 commissioner determines that the enrollment is below such number, the  
710 additional funds shall not lapse but shall be used by the commissioner  
711 for grants for interdistrict cooperative programs pursuant to section 10-  
712 74d.

713 (h) (1) In the case of a student identified as requiring special  
714 education, the school district in which the student resides shall: (A)  
715 Hold the planning and placement team meeting for such student and  
716 shall invite representatives from the interdistrict magnet school to  
717 participate in such meeting; and (B) pay the interdistrict magnet school  
718 an amount equal to the difference between the reasonable cost of  
719 educating such student and the sum of the amount received by the  
720 interdistrict magnet school for such student pursuant to subsection (c)  
721 of this section and amounts received from other state, federal, local or  
722 private sources calculated on a per pupil basis. Such school district shall  
723 be eligible for reimbursement pursuant to section 10-76g. If a student  
724 requiring special education attends an interdistrict magnet school on a  
725 full-time basis, such interdistrict magnet school shall be responsible for  
726 ensuring that such student receives the services mandated by the  
727 student's individualized education program whether such services are  
728 provided by the interdistrict magnet school or by the school district in  
729 which the student resides.

730 (2) In the case of a student with a plan pursuant to Section 504 of the  
731 Rehabilitation Act of 1973, as amended from time to time, the school  
732 district in which the student resides shall pay the interdistrict magnet  
733 school an amount equal to the difference between the reasonable cost of  
734 educating such student and the sum of the amount received by the  
735 interdistrict magnet school for such student pursuant to subsection (c)  
736 of this section and amounts received from other state, federal, local or  
737 private sources calculated on a per pupil basis. If a student with a plan

738 pursuant to Section 504 of the Rehabilitation Act of 1973, as amended  
739 from time to time, attends an interdistrict magnet school on a full-time  
740 basis, such interdistrict magnet school shall be responsible for ensuring  
741 that such student receives the services mandated by the student's plan,  
742 whether such services are provided by the interdistrict magnet school  
743 or by the school district in which the student resides.

744 (i) Nothing in this section shall be construed to prohibit the  
745 enrollment of nonpublic school students in an interdistrict magnet  
746 school program that operates less than full-time, provided (1) such  
747 students constitute no more than five per cent of the full-time equivalent  
748 enrollment in such magnet school program, and (2) such students are  
749 not counted for purposes of determining the amount of grants pursuant  
750 to this section and section 10-264i.

751 (j) After accommodating students from participating districts in  
752 accordance with an approved enrollment agreement, an interdistrict  
753 magnet school operator that has unused student capacity may enroll  
754 directly into its program any interested student. A student from a  
755 district that is not participating in an interdistrict magnet school or the  
756 interdistrict student attendance program pursuant to section 10-266aa,  
757 as amended by this act, to an extent determined by the Commissioner  
758 of Education shall be given preference. [The local or regional board of  
759 education otherwise responsible for educating such student shall  
760 contribute funds to support the operation of the interdistrict magnet  
761 school in an amount equal to the per student tuition, if any, charged to  
762 participating districts.]

763 [(k) (1) For the fiscal year ending June 30, 2014, and each fiscal year  
764 thereafter, any tuition charged to a local or regional board of education  
765 by a regional educational service center operating an interdistrict  
766 magnet school or any tuition charged by the Hartford school district  
767 operating the Great Path Academy on behalf of Manchester Community  
768 College for any student enrolled in kindergarten to grade twelve,  
769 inclusive, in such interdistrict magnet school shall be in an amount equal  
770 to the difference between (A) the average per pupil expenditure of the



771 magnet school for the prior fiscal year, and (B) the amount of any per  
772 pupil state subsidy calculated under subsection (c) of this section plus  
773 any revenue from other sources calculated on a per pupil basis. If any  
774 such board of education fails to pay such tuition, the commissioner may  
775 withhold from such board's town or towns a sum payable under section  
776 10-262i in an amount not to exceed the amount of the unpaid tuition to  
777 the magnet school and pay such money to the fiscal agent for the magnet  
778 school as a supplementary grant for the operation of the interdistrict  
779 magnet school program. In no case shall the sum of such tuitions exceed  
780 the difference between (i) the total expenditures of the magnet school  
781 for the prior fiscal year, and (ii) the total per pupil state subsidy  
782 calculated under subsection (c) of this section plus any revenue from  
783 other sources. The commissioner may conduct a comprehensive  
784 financial review of the operating budget of a magnet school to verify  
785 such tuition rate.

786 (2) (A) For the fiscal years ending June 30, 2013, and June 30, 2014, a  
787 regional educational service center operating an interdistrict magnet  
788 school offering a preschool program that is not located in the Sheff  
789 region may charge tuition to the Department of Education for a child  
790 enrolled in such preschool program in an amount not to exceed an  
791 amount equal to the difference between (i) the average per pupil  
792 expenditure of the preschool program offered at the magnet school for  
793 the prior fiscal year, and (ii) the amount of any per pupil state subsidy  
794 calculated under subsection (c) of this section plus any revenue from  
795 other sources calculated on a per pupil basis. The commissioner may  
796 conduct a comprehensive financial review of the operating budget of  
797 any such magnet school charging such tuition to verify such tuition rate.  
798 For purposes of this subdivision, "Sheff region" means the school  
799 districts for the towns of Avon, Bloomfield, Canton, East Granby, East  
800 Hartford, East Windsor, Ellington, Farmington, Glastonbury, Granby,  
801 Hartford, Manchester, Newington, Rocky Hill, Simsbury, South  
802 Windsor, Suffield, Vernon, West Hartford, Wethersfield, Windsor and  
803 Windsor Locks.

804 (B) For the fiscal year ending June 30, 2015, a regional educational  
805 service center operating an interdistrict magnet school offering a  
806 preschool program that is not located in the Sheff region may charge  
807 tuition to the parent or guardian of a child enrolled in such preschool  
808 program in an amount that is in accordance with the sliding tuition scale  
809 adopted by the State Board of Education pursuant to section 10-264p.  
810 The Department of Education shall be financially responsible for any  
811 unpaid portion of the tuition not charged to such parent or guardian  
812 under such sliding tuition scale. Such tuition shall not exceed an amount  
813 equal to the difference between (i) the average per pupil expenditure of  
814 the preschool program offered at the magnet school for the prior fiscal  
815 year, and (ii) the amount of any per pupil state subsidy calculated under  
816 subsection (c) of this section plus any revenue from other sources  
817 calculated on a per pupil basis. The commissioner may conduct a  
818 comprehensive financial review of the operating budget of any such  
819 magnet school charging such tuition to verify such tuition rate.]

820 [(C)] (k) For the fiscal year ending June 30, 2016, and each fiscal year  
821 thereafter, a regional educational service center operating an  
822 interdistrict magnet school offering a preschool program that is not  
823 located in the Sheff region shall charge tuition to the parent or guardian  
824 of a child enrolled in such preschool program in an amount up to four  
825 thousand fifty-three dollars, except such regional educational service  
826 center shall not charge tuition to such parent or guardian with a family  
827 income at or below seventy-five per cent of the state median income.  
828 The Department of Education shall, within available appropriations, be  
829 financially responsible for any unpaid tuition charged to such parent or  
830 guardian with a family income at or below seventy-five per cent of the  
831 state median income. The commissioner may conduct a comprehensive  
832 financial review of the operating budget of any such magnet school  
833 charging such tuition to verify such tuition rate.

834 (l) A participating district shall provide opportunities for its students  
835 to attend an interdistrict magnet school in a number that is at least equal  
836 to the number specified in any written agreement with an interdistrict

837 magnet school operator or in a number that is at least equal to the  
838 average number of students that the participating district enrolled in  
839 such magnet school during the previous three school years.

840 (m) (1) On or before May 15, 2010, and annually thereafter, each  
841 interdistrict magnet school operator shall provide written notification to  
842 any school district that is otherwise responsible for educating a student  
843 who resides in such school district and will be enrolled in an interdistrict  
844 magnet school under the operator's control for the following school  
845 year. Such notification shall include (A) the number of any such  
846 students, by grade, who will be enrolled in an interdistrict magnet  
847 school under the control of such operator, (B) the name of the school in  
848 which such student has been placed, and (C) the amount of tuition to be  
849 charged to the local or regional board of education for such student.  
850 Such notification shall represent an estimate of the number of students  
851 expected to attend such interdistrict magnet schools in the following  
852 school year, but shall not be deemed to limit the number of students  
853 who may enroll in such interdistrict magnet schools for such year.

854 (2) For the school year commencing July 1, [2015] 2021, and each  
855 school year thereafter, any interdistrict magnet school operator that is a  
856 local or regional board of education [and did] shall not charge tuition to  
857 [a] another local or regional board of education. [for the school year  
858 commencing July 1, 2014, may not charge tuition to such board unless  
859 (A) such operator receives authorization from the Commissioner of  
860 Education to charge the proposed tuition, and (B) if such authorization  
861 is granted, such operator provides written notification on or before  
862 September first of the school year prior to the school year in which such  
863 tuition is to be charged to such board of the tuition to be charged to such  
864 board for each student that such board is otherwise responsible for  
865 educating and is enrolled at the interdistrict magnet school under such  
866 operator's control. In deciding whether to authorize an interdistrict  
867 magnet school operator to charge tuition under this subdivision, the  
868 commissioner shall consider (i) the average per pupil expenditure of  
869 such operator for each interdistrict magnet school under the control of

870 such operator, and (ii) the amount of any per pupil state subsidy and  
871 any revenue from other sources received by such operator. The  
872 commissioner may conduct a comprehensive financial review of the  
873 operating budget of the magnet school of such operator to verify that  
874 the tuition is appropriate.] The provisions of this subdivision shall [not]  
875 apply to any interdistrict magnet school operator, [that is a regional  
876 educational service center or assisting the state in meeting the goals of  
877 the 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill,  
878 et al., as extended, or the goals of the 2013 stipulation and order for Milo  
879 Sheff, et al. v. William A. O'Neill, et al., as extended.]

880 (3) Not later than two weeks following an enrollment lottery for an  
881 interdistrict magnet school conducted by a magnet school operator, the  
882 parent or guardian of a student (A) who will enroll in such interdistrict  
883 magnet school in the following school year, or (B) whose name has been  
884 placed on a waiting list for enrollment in such interdistrict magnet  
885 school for the following school year, shall provide written notification  
886 of such prospective enrollment or waiting list placement to the school  
887 district in which such student resides and is otherwise responsible for  
888 educating such student.

889 (n) (1) Each interdistrict magnet school operator shall annually file  
890 with the Commissioner of Education, at such time and in such manner  
891 as the commissioner prescribes, (A) a financial audit for each  
892 interdistrict magnet school operated by such operator, and (B) an  
893 aggregate financial audit for all of the interdistrict magnet schools  
894 operated by such operator.

895 (2) Annually, the commissioner shall randomly select one  
896 interdistrict magnet school operated by a regional educational service  
897 center to be subject to a comprehensive financial audit conducted by an  
898 auditor selected by the commissioner. The regional educational service  
899 center shall be responsible for all costs associated with the audit  
900 conducted pursuant to the provisions of this subdivision.

901 (o) For the school [years] year commencing [July 1, 2009, to July 1,

902 2018, inclusive] July 1, 2021, any local or regional board of education  
903 operating an interdistrict magnet school pursuant to the decision in  
904 Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order  
905 in effect, shall not charge tuition for any student enrolled in [a preschool  
906 program or in] kindergarten to grade twelve, inclusive, in an  
907 interdistrict magnet school operated by such school district. [, except the  
908 Hartford school district may charge tuition for any student enrolled in  
909 the Great Path Academy.]

910 [(p) For the fiscal year ending June 30, 2016, and each fiscal year  
911 thereafter, if the East Hartford school district has greater than seven per  
912 cent of its resident students, as defined in section 10-262f, enrolled in an  
913 interdistrict magnet school program, then the board of education for the  
914 town of East Hartford shall not be financially responsible for four  
915 thousand four hundred dollars of the portion of the per student tuition  
916 charged for each such student in excess of such seven per cent. The  
917 Department of Education shall, within available appropriations, be  
918 financially responsible for such excess per student tuition.  
919 Notwithstanding the provisions of this subsection, for the fiscal year  
920 ending June 30, 2016, and each fiscal year thereafter, the amount of the  
921 grants payable to the board of education for the town of East Hartford  
922 in accordance with this subsection shall be reduced proportionately if  
923 the total of such grants in such year exceeds the amount appropriated  
924 for purposes of this subsection.]

925 Sec. 6. Subsection (b) of section 10-264o of the general statutes is  
926 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
927 *2021*):

928 (b) For the fiscal year ending June 30, [2013] 2022, and each fiscal year  
929 thereafter, [any tuition charged to a local or regional board of education  
930 by] a regional educational service center operating an interdistrict  
931 magnet school assisting the state in meeting the goals of the 2008  
932 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al.,  
933 as extended, or the goals of the 2013 stipulation and order for Milo Sheff,  
934 et al. v. William A. O'Neill, et al., as extended, as determined by the

935 Commissioner of Education, shall not charge tuition to a local or  
 936 regional board of education for any student enrolled in kindergarten to  
 937 grade twelve, inclusive, in such interdistrict magnet school. [shall be in  
 938 an amount equal to the difference between (1) the average per pupil  
 939 expenditure of the magnet school for the prior fiscal year, and (2) the  
 940 amount of any per pupil state subsidy calculated under subsection (c)  
 941 of section 10-264l plus any revenue from other sources calculated on a  
 942 per pupil basis. If any such board of education fails to pay such tuition,  
 943 the commissioner may withhold from such board's town or towns a sum  
 944 payable under section 10-262i in an amount not to exceed the amount of  
 945 the unpaid tuition to the magnet school and pay such money to the fiscal  
 946 agent for the magnet school as a supplementary grant for the operation  
 947 of the interdistrict magnet school program. In no case shall the sum of  
 948 such tuitions exceed the difference between (A) the total expenditures  
 949 of the magnet school for the prior fiscal year, and (B) the total per pupil  
 950 state subsidy calculated under subsection (c) of section 10-264l plus any  
 951 revenue from other sources. The commissioner may conduct a  
 952 comprehensive review of the operating budget of a magnet school to  
 953 verify such tuition rate.]

954 Sec. 7. Subdivision (1) of subsection (d) of section 10-66ee of the  
 955 general statutes is repealed and the following is substituted in lieu  
 956 thereof (*Effective July 1, 2021*):

957 (d) (1) [The state shall pay in accordance with this subsection, to the  
 958 fiscal authority for a state charter school for each student enrolled in  
 959 such school, for the fiscal year ending June 30, 2013, ten thousand two  
 960 hundred dollars, for the fiscal year ending June 30, 2014, ten thousand  
 961 five hundred dollars, for the fiscal years ending June 30, 2015, to June  
 962 30, 2018, inclusive, eleven thousand dollars, and for the fiscal year  
 963 ending June 30, 2019, and each fiscal year thereafter, eleven thousand  
 964 two hundred fifty dollars.] For the fiscal year ending June 30, 2022, and  
 965 each fiscal year thereafter, the fiscal authority for a state charter school  
 966 shall be paid a grant equal to the amount such state charter school is  
 967 entitled to receive under the provisions of section 4 of this act. Such

968 payments shall be made as follows: Twenty-five per cent of the amount  
969 not later than July fifteenth and September first based on estimated  
970 student enrollment on May first, and twenty-five per cent of the amount  
971 not later than January first and the remaining amount not later than  
972 April first, each based on student enrollment on October first.

973 Sec. 8. Section 10-65 of the general statutes is repealed and the  
974 following is substituted in lieu thereof (*Effective July 1, 2021*):

975 (a) Each local or regional school district operating an agricultural  
976 science and technology education center approved by the State Board of  
977 Education for program, educational need, location and area to be served  
978 shall be eligible for the following grants: (1) In accordance with the  
979 provisions of chapter 173, through progress payments in accordance  
980 with the provisions of section 10-287i, (A) for projects for which an  
981 application was filed prior to July 1, 2011, ninety-five per cent, and (B)  
982 for projects for which an application was filed on or after July 1, 2011,  
983 eighty per cent of the net eligible costs of constructing, acquiring,  
984 renovating and equipping approved facilities to be used exclusively for  
985 such agricultural science and technology education center, for the  
986 expansion or improvement of existing facilities or for the replacement  
987 or improvement of equipment therein, and (2) subject to the provisions  
988 of section 10-65b and within available appropriations, [in an amount  
989 equal to four thousand two hundred dollars per student for every  
990 secondary school student who was enrolled in such center on October  
991 first of the previous year] for the fiscal year ending June 30, 2022, and  
992 each fiscal year thereafter, a grant equal to the amount such board is  
993 entitled to receive under the provisions of section 4 of this act.

994 (b) Each local or regional board of education not maintaining an  
995 agricultural science and technology education center shall provide  
996 opportunities for its students to enroll in one or more such centers in a  
997 number that is at least equal to the number specified in any written  
998 agreement with each such center or centers, or in the absence of such an  
999 agreement, a number that is at least equal to the average number of its  
1000 students that the board of education enrolled in each such center or

1001 centers during the previous three school years, provided, in addition to  
1002 such number, each such board of education shall provide opportunities  
1003 for its students to enroll in the ninth grade in a number that is at least  
1004 equal to the number specified in any written agreement with each such  
1005 center or centers, or in the absence of such an agreement, a number that  
1006 is at least equal to the average number of students that the board of  
1007 education enrolled in the ninth grade in each such center or centers  
1008 during the previous three school years. If a local or regional board of  
1009 education provided opportunities for students to enroll in more than  
1010 one center for the school year commencing July 1, 2007, such board of  
1011 education shall continue to provide such opportunities to students in  
1012 accordance with this subsection. The board of education operating an  
1013 agricultural science and technology education center [may] shall not  
1014 charge, subject to the provisions of section 10-65b, tuition [for a school  
1015 year in an amount not to exceed fifty-nine and two-tenths per cent of the  
1016 foundation level pursuant to subdivision (9) of section 10-262f, per  
1017 student for the fiscal year in which the tuition is paid] to another local  
1018 or regional board of education, except that such board may charge  
1019 tuition for [(1) students enrolled under shared-time arrangements on a  
1020 pro rata basis, and (2)] special education students which shall not exceed  
1021 the actual costs of educating such students minus the amounts received  
1022 pursuant to subdivision (2) of subsection (a) of this section, [and  
1023 subsection (c) of this section.] Any tuition paid by such board for special  
1024 education students [in excess of the tuition paid for non-special-  
1025 education students] shall be reimbursed pursuant to section 10-76g.

1026 [(c) In addition to the grants described in subsection (a) of this section,  
1027 within available appropriations, (1) each local or regional board of  
1028 education operating an agricultural science and technology education  
1029 center in which more than one hundred fifty of the students in the prior  
1030 school year were out-of-district students shall be eligible to receive a  
1031 grant in an amount equal to five hundred dollars for every secondary  
1032 school student enrolled in such center on October first of the previous  
1033 year, (2) on and after July 1, 2000, if a local or regional board of education  
1034 operating an agricultural science and technology education center that



1035 received a grant pursuant to subdivision (1) of this subsection no longer  
1036 qualifies for such a grant, such local or regional board of education shall  
1037 receive a grant in an amount determined as follows: (A) For the first  
1038 fiscal year such board of education does not qualify for a grant under  
1039 said subdivision (1), a grant in the amount equal to four hundred dollars  
1040 for every secondary school student enrolled in its agricultural science  
1041 and technology education center on October first of the previous year,  
1042 (B) for the second successive fiscal year such board of education does  
1043 not so qualify, a grant in an amount equal to three hundred dollars for  
1044 every such secondary school student enrolled in such center on said  
1045 date, (C) for the third successive fiscal year such board of education does  
1046 not so qualify, a grant in an amount equal to two hundred dollars for  
1047 every such secondary school student enrolled in such center on said  
1048 date, and (D) for the fourth successive fiscal year such board of  
1049 education does not so qualify, a grant in an amount equal to one  
1050 hundred dollars for every such secondary school student enrolled in  
1051 such center on said date, and (3) each local and regional board of  
1052 education operating an agricultural science and technology education  
1053 center that does not receive a grant pursuant to subdivision (1) or (2) of  
1054 this subsection shall receive a grant in an amount equal to sixty dollars  
1055 for every secondary school student enrolled in such center on said date.

1056 (d) (1) If there are any remaining funds after the amount of the grants  
1057 described in subsections (a) and (c) of this section are calculated, within  
1058 available appropriations, each local or regional board of education  
1059 operating an agricultural science and technology education center shall  
1060 be eligible to receive a grant in an amount equal to one hundred dollars  
1061 for each student enrolled in such center on October first of the previous  
1062 school year. (2) If there are any remaining funds after the amount of the  
1063 grants described in subdivision (1) of this subsection are calculated,  
1064 within available appropriations, each local or regional board of  
1065 education operating an agricultural science and technology education  
1066 center that had more than one hundred fifty out-of-district students  
1067 enrolled in such center on October first of the previous school year shall  
1068 be eligible to receive a grant based on the ratio of the number of out-of-

1069 district students in excess of one hundred fifty out-of-district students  
1070 enrolled in such center on said date to the total number of out-of-district  
1071 students in excess of one hundred fifty out-of-district students enrolled  
1072 in all agricultural science and technology education centers that had in  
1073 excess of one hundred fifty out-of-district students enrolled on said  
1074 date.

1075 (e) For the fiscal years ending June 30, 2012, and June 30, 2013, the  
1076 Department of Education shall allocate five hundred thousand dollars  
1077 to local or regional boards of education operating an agricultural science  
1078 and technology education center in accordance with the provisions of  
1079 subsections (b) to (d), inclusive, of this section.]

1080 [(f)] (c) For the fiscal year ending June 30, 2013, and each fiscal year  
1081 thereafter, if a local or regional board of education receives an increase  
1082 in funds pursuant to this section over the amount it received for the  
1083 prior fiscal year such increase shall not be used to supplant local funding  
1084 for educational purposes.

1085 [(g) Notwithstanding the provisions of sections 10-51 and 10-222, for  
1086 the fiscal years ending June 30, 2015, to June 30, 2017, inclusive, any  
1087 amount received by a local or regional board of education pursuant to  
1088 subdivision (2) of subsection (a) of this section that exceeds the amount  
1089 appropriated for education by the municipality or the amount in the  
1090 budget approved by such regional board of education for purposes of  
1091 said subdivision (2) of subsection (a) of this section, shall be available  
1092 for use by such local or regional board of education, provided such  
1093 excess amount is spent in accordance with the provisions of subdivision  
1094 (2) of subsection (a) of this section.]

1095 (d) For the purposes of equalization aid under section 10-262h, as  
1096 amended by this act, a student enrolled in an agricultural science and  
1097 technology education center shall be considered a student enrolled in  
1098 the school district in which such student resides.

1099 Sec. 9. Subsection (d) of section 10-64 of the general statutes is

1100 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
1101 *2021*):

1102 (d) Any local or regional board of education which does not furnish  
1103 agricultural science and technology education approved by the State  
1104 Board of Education shall designate a school or schools having such a  
1105 course approved by the State Board of Education as the school which  
1106 any person may attend who has completed an elementary school course  
1107 through the eighth grade. The board of education shall pay the [tuition  
1108 and] reasonable and necessary cost of transportation of any person  
1109 under twenty-one years of age who is not a graduate of a high school or  
1110 technical education and career school or an agricultural science and  
1111 technology education center and who attends the designated school,  
1112 provided transportation services may be suspended in accordance with  
1113 the provisions of section 10-233c. Each such board's reimbursement  
1114 percentage pursuant to section 10-266m for expenditures in excess of  
1115 eight hundred dollars per pupil incurred in the fiscal year beginning  
1116 July 1, 2004, and in each fiscal year thereafter, shall be increased by an  
1117 additional twenty percentage points.

1118 Sec. 10. Subsection (b) of section 10-97 of the general statutes is  
1119 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
1120 *2021*):

1121 (b) Any local or regional board of education which does not furnish  
1122 agricultural science and technology education approved by the State  
1123 Board of Education shall designate a school or schools having such a  
1124 course approved by the State Board of Education as the school which  
1125 any person may attend who has completed an elementary school course  
1126 through the eighth grade. The board of education shall pay the [tuition  
1127 and] reasonable and necessary cost of transportation of any person  
1128 under twenty-one years of age who is not a graduate of a high school or  
1129 technical education and career school and who attends the designated  
1130 school, provided transportation services may be suspended in  
1131 accordance with the provisions of section 10-233c. Each such board's  
1132 reimbursement percentage pursuant to section 10-266m for

1133 expenditures in excess of eight hundred dollars per pupil incurred in  
1134 the fiscal year beginning July 1, 1987, and in each fiscal year thereafter,  
1135 shall be increased by an additional twenty percentage points.

1136 Sec. 11. Subsections (g) and (h) of section 10-266aa of the general  
1137 statutes are repealed and the following is substituted in lieu thereof  
1138 (*Effective July 1, 2021*):

1139 (g) (1) [Except as provided in subdivision (2) of this subsection, the  
1140 Department of Education shall provide, within available  
1141 appropriations, an annual grant to the local or regional board of  
1142 education for each receiving district in an amount not to exceed two  
1143 thousand five hundred dollars for each out-of-district student who  
1144 attends school in the receiving district under the program.] For the fiscal  
1145 year ending June 30, 2022, and each fiscal year thereafter, each receiving  
1146 district shall be paid a grant equal to the amount the town is entitled to  
1147 receive under the provisions of section 4 of this act.

1148 [(2) For the fiscal year ending June 30, 2013, and each fiscal year  
1149 thereafter, the department shall provide, within available  
1150 appropriations, an annual grant to the local or regional board of  
1151 education for each receiving district if one of the following conditions  
1152 are met as follows: (A) Three thousand dollars for each out-of-district  
1153 student who attends school in the receiving district under the program  
1154 if the number of such out-of-district students is less than two per cent of  
1155 the total student population of such receiving district, (B) four thousand  
1156 dollars for each out-of-district student who attends school in the  
1157 receiving district under the program if the number of such out-of-  
1158 district students is greater than or equal to two per cent but less than  
1159 three per cent of the total student population of such receiving district,  
1160 (C) six thousand dollars for each out-of-district student who attends  
1161 school in the receiving district under the program if the number of such  
1162 out-of-district students is greater than or equal to three per cent but less  
1163 than four per cent of the total student population of such receiving  
1164 district, (D) six thousand dollars for each out-of-district student who  
1165 attends school in the receiving district under the program if the

1166 Commissioner of Education determines that the receiving district has an  
 1167 enrollment of greater than four thousand students and has increased the  
 1168 number of students in the program by at least fifty per cent from the  
 1169 previous fiscal year, or (E) eight thousand dollars for each out-of-district  
 1170 student who attends school in the receiving district under the program  
 1171 if the number of such out-of-district students is greater than or equal to  
 1172 four per cent of the total student population of such receiving district.]

1173 [(3)] (2) Each town which receives funds pursuant to this subsection  
 1174 shall make such funds available to its local or regional board of  
 1175 education in supplement to any other local appropriation, other state or  
 1176 federal grant or other revenue to which the local or regional board of  
 1177 education is entitled.

1178 (h) [Notwithstanding any provision of this chapter, each sending  
 1179 district and each receiving district shall divide the number of children  
 1180 participating in the program who reside in such district or attend school  
 1181 in such district by two for purposes of the counts for subdivision (22) of  
 1182 section 10-262f and subdivision (2) of subsection (a) of section 10-261.]  
 1183 For the purposes of equalization aid under section 10-262h, as amended  
 1184 by this act, a student participating in the program shall not be  
 1185 considered a student enrolled in the school district in which such  
 1186 student resides.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021</i>	10-262f(22)
Sec. 2	<i>July 1, 2021</i>	10-262f(25)
Sec. 3	<i>July 1, 2021</i>	10-262h
Sec. 4	<i>July 1, 2021</i>	New section
Sec. 5	<i>July 1, 2021</i>	10-264l
Sec. 6	<i>July 1, 2021</i>	10-264o(b)
Sec. 7	<i>July 1, 2021</i>	10-66ee(d)(1)
Sec. 8	<i>July 1, 2021</i>	10-65
Sec. 9	<i>July 1, 2021</i>	10-64(d)
Sec. 10	<i>July 1, 2021</i>	10-97(b)

Sec. 11	<i>July 1, 2021</i>	10-266aa(g) and (h)
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**ED**

*Joint Favorable C/R*

APP