



General Assembly

Amendment

January Session, 2021

LCO No. 8139



Offered by:

SEN. SLAP, 5th Dist.

SEN. WITKOS, 8th Dist.

REP. ELLIOTT, 88th Dist.

REP. HAINES, 34th Dist.

To: Senate Bill No. 850

File No. 358

Cal. No. 225

"AN ACT CONCERNING VARIOUS REVISIONS TO THE HIGHER EDUCATION STATUTES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2021*) (a) Not later than January 1,
4 2022, each governing board of an independent institution of higher
5 education in the state shall establish a policy requiring that any new
6 member of such governing board, who has not previously served on
7 such governing board, receive instruction and training in (1) financial
8 management of institutions of higher education, (2) legal and fiduciary
9 responsibilities of a member of such governing board, and (3) applicable
10 standards for accreditation of institutions of higher education and
11 programs of higher learning. Such instruction and training shall be
12 completed within the first year of a new member joining a governing
13 board.

14 (b) Not later than January 1, 2022, each independent institution of
15 higher education shall post on its Internet web site (1) the policy
16 established by its governing board pursuant to subsection (a) of this
17 section, and (2) a summary of the instruction and training received by
18 the members of its governing board in accordance with such policy.

19 Sec. 2. (NEW) (*Effective July 1, 2021*) (a) Not later than January 1, 2022,
20 the Board of Regents for Higher Education and the Board of Trustees of
21 The University of Connecticut shall each adopt a policy requiring that
22 any new member of said boards receive instruction and training in (1) a
23 board member's duties to the state and the public institution of higher
24 education governed by the board, (2) each committee of the board,
25 including, but not limited to, the executive committee, and its functions,
26 (3) professional accounting and reporting standards, (4) methods for
27 meeting the statutory, regulatory and fiduciary obligations of the board,
28 (5) the provisions of the Freedom of Information Act, as defined in
29 section 1-200 of the general statutes, (6) a board member's institutional
30 and statutory ethical responsibilities, (7) the development and
31 implementation of institutional policies, (8) business operations,
32 administration, budgeting, financing, financial reporting, financial
33 reserves and endowment managing relevant to institutions of higher
34 education, (9) student tuition, mandatory fees and student debt trends,
35 (10) oversight of planning, construction, maintenance, expansion and
36 renovation projects that impact the infrastructure, physical facilities and
37 natural environment of the public institution of higher education
38 governed by the board, (11) workforce planning, strategy and
39 investment, (12) institutional advancement, including, but not limited
40 to, philanthropic giving, fundraising initiatives, alumni programming,
41 communications and media, government and public relations and
42 community affairs, (13) student welfare issues, including, but not
43 limited to, academic studies, curriculum, residence life, student
44 governance and activities and the general physical and mental well-
45 being of students, (14) current and anticipated issues in higher
46 education, and (15) any other topics each governing board deems
47 necessary. Such instruction and training shall be completed within the

48 first year of appointment or election of a new member to such boards.

49 (b) Not later than January 1, 2022, each public institution of higher
50 education shall post on its Internet web site (1) the policy established by
51 its governing board pursuant to subsection (a) of this section, and (2) a
52 summary of the instruction and training received by the members of its
53 governing board in accordance with such policy.

54 Sec. 3. Section 10a-8 of the general statutes is repealed and the
55 following is substituted in lieu thereof (*Effective July 1, 2021*):

56 (a) The provisions of sections 4-77 and 4-78 shall not apply to the
57 constituent units of the state system of higher education, and for the
58 purposes of said sections only, the Board of Regents for Higher
59 Education shall be deemed the budgeted agency for the Connecticut
60 State University System, the regional community-technical college
61 system, [and] Charter Oak State College and the central office of the
62 Connecticut State Colleges and Universities. The Board of Regents for
63 Higher Education shall develop a formula or program-based budgeting
64 system to be used by each institution in preparing operating budgets.
65 The Board of Regents for Higher Education shall prepare a single
66 budget request itemized by the Connecticut State University System, the
67 regional community-technical college system, [and] Charter Oak State
68 College and the central office of the Connecticut State Colleges and
69 Universities using the formula or program-based budgeting system and
70 shall submit such budget request displaying all operating funds to the
71 Secretary of the Office of Policy and Management in accordance with
72 sections 4-77 and 4-78, subject to procedures developed by the Board of
73 Regents for Higher Education and approved by said secretary. The
74 budget request shall set forth, in the form prescribed by the Board of
75 Regents for Higher Education, a proposed expenditure plan which shall
76 include: (1) The total amount requested for such appropriation account;
77 (2) the amount to be appropriated from the General Fund; and (3) the
78 amount to be paid from the tuition revenues of the regional community-
79 technical college system, [and] the Connecticut State University System
80 and Charter Oak State College. After review and comment by the Board

81 of Regents for Higher Education, the proposed expenditure plans shall
82 be incorporated into the single public higher education budget request
83 including recommendations, if any, by said board. Any tuition increase
84 proposed by the regional community-technical college system, [and] the
85 Connecticut State University System and Charter Oak State College for
86 the fiscal year to which the budget request relates shall be included in
87 the single public higher education budget request submitted by the
88 Board of Regents for Higher Education for such fiscal year, provided if
89 the General Assembly does not appropriate the amount requested by
90 any such system or college, such system or college may increase tuition
91 and fees by an amount greater than that included in the budget request
92 in response to which the appropriation was made. The General
93 Assembly shall make appropriations directly to the constituent units.
94 Allotment reductions made pursuant to the provisions of subsections
95 (b) and (c) of section 4-85 shall be applied by the Board of Regents for
96 Higher Education among the appropriations to the constituent units and
97 the central office without regard to the limitations on reductions
98 provided in said section, except that said limitations shall apply to the
99 total of the amounts appropriated. The Board of Regents for Higher
100 Education shall apply such reductions after consultation with the
101 Secretary of the Office of Policy and Management. Any reductions of
102 more than five per cent of the appropriations of any constituent units
103 shall be submitted to the appropriations committee which shall, within
104 thirty days, approve or reject such reduction.

105 (b) The boards of trustees of each of the constituent units may transfer
106 to or from any specific appropriation of such constituent unit a sum or
107 sums totaling up to fifty thousand dollars or ten per cent of any such
108 specific appropriation, whichever is less, in any fiscal year without the
109 consent of the Finance Advisory Committee. Any such transfer shall be
110 reported to the Finance Advisory Committee within thirty days of such
111 transfer and such report shall be a record of said committee.

112 Sec. 4. Subsection (b) of section 10a-77 of the general statutes is
113 repealed and the following is substituted in lieu thereof (*Effective July 1,*
114 *2021*):

115 (b) The Board of [Trustees of the Community-Technical Colleges]
116 Regents for Higher Education shall establish and administer a fund to
117 be known as the Regional Community-Technical Colleges Operating
118 Fund. Appropriations from general revenues of the state and, upon
119 request by the board and with an annual review and approval by the
120 Secretary of the Office of Policy and Management, the amount of the
121 appropriations for fringe benefits and workers' compensation
122 applicable to the regional community-technical colleges pursuant to
123 subsection (a) of section 4-73, shall be transferred from the Comptroller,
124 and all tuition revenue received by the regional community-technical
125 colleges in accordance with the provisions of subsection (a) of this
126 section shall be deposited in said fund. Income from student fees or
127 related charges; the proceeds of auxiliary activities and business
128 enterprises, gifts and donations; federal funds and grants for purposes
129 other than research, and all receipts derived from the conduct by the
130 colleges of their education extension programs and summer school
131 sessions shall be credited to said fund but shall be allocated to the central
132 office and institutional operating accounts which shall be established
133 and maintained for the central office and each community-technical
134 college. If the Secretary of the Office of Policy and Management
135 disapproves such transfer, the secretary may require the amount of the
136 appropriation for operating expenses to be used for personal services
137 and fringe benefits to be excluded from said fund. The State Treasurer
138 shall review and approve the transfer prior to such request by the board,
139 [of trustees.] The board shall establish an equitable policy, in accordance
140 with section 10a-8, as amended by this act, for allocation of
141 appropriations from general revenues of the state, fringe benefits
142 transferred from the Comptroller and tuition revenue deposited in the
143 Regional Community-Technical Colleges Operating Fund. At the
144 beginning of each quarter of the fiscal year, the board shall allocate and
145 transfer, in accordance with said policy, moneys for expenditure in such
146 institutional operating accounts, exclusive of amounts retained for
147 central office operations and reasonable reserves for future distribution.
148 All costs of waiving or remitting tuition pursuant to subsection (f) of this
149 section shall be charged to the Regional Community-Technical Colleges

150 Operating Fund. Repairs, alterations or additions to facilities supported
151 by operating funds and costing one million dollars or more shall require
152 the approval of the General Assembly, or when the General Assembly
153 is not in session, of the Finance Advisory Committee. Any balance of
154 receipts above expenditures shall remain in said fund, except such sums
155 as may be required for deposit into a debt service fund or the General
156 Fund for further payment by the Treasurer of debt service on general
157 obligation bonds of the state issued for purposes of the regional
158 community-technical colleges.

159 Sec. 5. Subsection (b) of section 10a-99 of the general statutes is
160 repealed and the following is substituted in lieu thereof (*Effective July 1,*
161 *2021*):

162 (b) The Board of [Trustees of the Connecticut State University
163 System] Regents for Higher Education shall establish and administer a
164 fund to be known as the Connecticut State University System Operating
165 Fund. Appropriations from general revenues of the state and upon
166 request by the Connecticut State University System and with the annual
167 review and approval by the Secretary of the Office of Policy and
168 Management, the amount of the appropriations for fringe benefits
169 pursuant to subsection (a) of section 4-73, shall be transferred from the
170 State Comptroller and all tuition revenue received by the Connecticut
171 State University System in accordance with the provisions of subsection
172 (a) of this section shall be deposited in said fund. Income from student
173 fees or related charges, the proceeds of auxiliary activities and business
174 enterprises, gifts and donations, federal funds and grants, subject to the
175 provisions of sections 10a-98 to 10a-98g, inclusive, and all receipts
176 derived from the conduct by a state university of its education extension
177 program and its summer school session shall be credited to said fund
178 but shall be allocated to the central office and institutional operating
179 accounts which shall be established and maintained for the central office
180 and each state university. Any such gifts and donations, federal funds
181 and grants for purposes of research shall be allocated to separate
182 accounts within such central office and institutional operating accounts.
183 If the Secretary of the Office of Policy and Management disapproves

184 such transfer, [he] the secretary may require the amount of the
 185 appropriation for operating expenses to be used for personal services
 186 and fringe benefits to be excluded from said fund. The State Treasurer
 187 shall review and approve the transfer prior to such request by the
 188 university. The board [of trustees] shall establish an equitable policy, in
 189 accordance with section 10a-8, as amended by this act, for allocation of
 190 appropriations from general revenues of the state, fringe benefits
 191 transferred from the State Comptroller and tuition revenue deposited in
 192 the Connecticut State University System Operating Fund. At the
 193 beginning of each quarter of the fiscal year, the board shall allocate and
 194 transfer, in accordance with said policy, moneys for expenditure in such
 195 institutional operating accounts, exclusive of amounts retained for
 196 central office operations and reasonable reserves for future distribution.
 197 All costs of waiving or remitting tuition pursuant to subsection (f) of this
 198 section shall be charged to the Connecticut State University System
 199 Operating Fund. Repairs, alterations or additions to facilities supported
 200 by the Connecticut State University System Operating Fund and costing
 201 one million dollars or more shall require the approval of the General
 202 Assembly, or when the General Assembly is not in session, of the
 203 Finance Advisory Committee. Any balance of receipts above
 204 expenditures shall remain in said fund, except such sums as may be
 205 required for deposit into a debt service fund or the General Fund for
 206 further payment by the Treasurer of debt service on general obligation
 207 bonds of the state issued for purposes of the Connecticut State
 208 University System."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2021	New section
Sec. 2	July 1, 2021	New section
Sec. 3	July 1, 2021	10a-8
Sec. 4	July 1, 2021	10a-77(b)
Sec. 5	July 1, 2021	10a-99(b)