

General Assembly

February Session, 2024

Raised Bill No. 5348

LCO No. **2360**

Referred to Committee on EDUCATION

Introduced by: (ED)

AN ACT CONCERNING PARAEDUCATORS.

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

1 Section 1. (NEW) (*Effective July 1, 2024*) (a) Any person hired by a local 2 or regional board of education as a paraeducator shall have (1) earned a 3 secondary school diploma, or its equivalent, and (2) (A) completed at 4 least two years of study at an institution of higher education, (B) earned 5 at least an associate degree from an institution of higher education, or 6 (C) achieved a satisfactory score, as determined by the Commissioner of 7 Education, on a paraeducator assessment approved by the 8 commissioner. Each paraeducator shall be under the direct supervision 9 of a teacher or other certified or licensed professional and be a member 10 of an exclusive bargaining unit representing paraeducators.

(b) A paraeducator shall be responsible for providing assistance and support in one or more areas including, but not limited to, (1) classroom management, (2) instruction, (3) translation, bilingual instruction and other language supports, (4) one-on-one tutoring, and (5) services mandated by a student's individualized education program or plan pursuant to Section 504 of the Rehabilitation Act of 1973, as amended 17 from time to time.

Sec. 2. Subsection (a) of section 10-66r of the general statutes is
repealed and the following is substituted in lieu thereof (*Effective July 1*,
2024):

21 (a) Each regional educational service center shall develop, in 22 consultation with the Department of Education, a regional model for the 23 provision of special education services related to transportation, 24 training and therapeutic services to be used for the provision of such 25 special education services to all school districts served by such regional 26 educational service center. Each regional model shall take into account 27 the least restrictive environment for students receiving special 28 education and related services and include (1) a regional transportation 29 plan, developed in consultation with public transit districts, that 30 provides transportation to children requiring special education and 31 related services, (2) a regional educator training plan that provides 32 special education training to teachers, [school paraprofessionals] 33 paraeducators and administrators that includes, but need not be limited 34 to, instruction regarding classroom techniques to improve the provision 35 of special education and related services to children and the 36 implementation of scientific research-based interventions, (3) a regional 37 plan for the provision of therapeutic services, including, but not limited 38 to, speech therapy, physical therapy and occupational therapy, and (4) 39 a plan for the provision of transportation, training and therapeutic 40 services in a manner that makes such services readily available to each 41 school district served by the regional educational service center rather 42 than by request of a school district.

43 Sec. 3. Section 10-74q of the 2024 supplement to the general statutes
44 is repealed and the following is substituted in lieu thereof (*Effective July*45 1, 2024):

(a) Not later than July 1, 2024, the Department of Education, in
consultation with the Departments of Developmental Services and
Aging and Disability Services and the regional educational service

centers, shall develop a training program for transition coordinators,
educators and [school paraprofessionals] <u>paraeducators</u>. Such training
program shall comply with the minimum standards established by the
State-wide Transition Services Coordinator pursuant to section 10-740.

53 (b) Each regional educational service center shall provide the training 54 program developed pursuant to subsection (a) of this section at no cost 55 to transition coordinators, educators and [school paraprofessionals] 56 <u>paraeducators</u> who provide transition services and any other educators 57 or school staff interested in becoming a transition coordinator or 58 providing transition services.

59 Sec. 4. Subsection (b) of section 10-74r of the 2024 supplement to the 60 general statutes is repealed and the following is substituted in lieu 61 thereof (*Effective July 1, 2024*):

62 (b) Each educator and [school paraprofessional] paraeducator who provides special education for students fourteen years of age or older 63 64 shall complete the training program developed by the Department of 65 Education pursuant to subsection (a) of section 10-74q, as amended by 66 this act, provided (1) each such educator and [school paraprofessional] 67 paraeducator hired prior to the date upon which the training program commences shall complete such training program during the five-year 68 period immediately following such date, and (2) each such educator and 69 70 [school paraprofessional] paraeducator hired after such date shall 71 complete such training program not later than one year from the date 72 such educator or [school paraprofessional] paraeducator is hired to 73 provide such services.

Sec. 5. Subdivision (10) of subsection (a) of section 10-76d of the 2024
supplement to the general statutes is repealed and the following is
substituted in lieu thereof (*Effective July 1, 2024*):

(10) (A) Each local and regional board of education responsible for
providing special education and related services to a child or pupil shall
notify the parent or guardian of a child who requires or who may
require special education, a pupil if such pupil is an emancipated minor

or eighteen years of age or older who requires or who may require special education or a surrogate parent appointed pursuant to section 10-94g, in writing, at least five school days before such board proposes to, or refuses to, initiate or change the child's or pupil's identification, evaluation or educational placement or the provision of a free appropriate public education to the child or pupil.

87 (B) Upon request by a parent, guardian, pupil or surrogate parent, 88 the responsible local or regional board of education shall provide such 89 parent, guardian, pupil or surrogate parent an opportunity to meet with 90 a member of the planning and placement team designated by such 91 board prior to the referral planning and placement team meeting at 92 which the assessments and evaluations of the child or pupil who 93 requires or may require special education is presented to such parent, 94 guardian, pupil or surrogate parent for the first time. Such meeting shall 95 be for the sole purpose of discussing the planning and placement team 96 process and any concerns such parent, guardian, pupil or surrogate 97 parent has regarding the child or pupil who requires or may require 98 special education.

99 (C) Such parent, guardian, pupil or surrogate parent shall (i) be given 100 at least five school days' prior notice of any planning and placement 101 team meeting conducted for such child or pupil, (ii) have the right to be 102 present at and participate in all portions of such meeting at which an 103 educational program for such child or pupil is developed, reviewed or 104 revised, (iii) have the right to have (I) advisors of such person's own 105 choosing and at such person's own expense, (II) the [school 106 paraprofessional] paraeducator assigned to such child or pupil, if any, 107 (III) such child or pupil's birth-to-three service coordinator, if any, and (IV) a language interpreter, including a registered interpreter for 108 109 persons who are deaf, hard of hearing or deafblind, who is present in 110 person or available by telephone or through an online technology 111 platform, or through an Internet web site or other electronic application 112 approved by the State Board of Education, provided by the responsible 113 local or regional board of education if there is an apparent need or upon 114 the request of such parent, guardian, pupil or surrogate parent, who

shall attend and participate or be available in all portions of such meeting at which an educational program for such child or pupil is developed, reviewed or revised, and (iv) have the right to have each recommendation made in such child or pupil's birth-to-three individualized transition plan, as required by section 17a-248e, if any, addressed by the planning and placement team during such meeting at which an educational program for such child or pupil is developed.

122 (D) Immediately upon the formal identification of any child as a child 123 requiring special education and at each planning and placement team meeting for such child, the responsible local or regional board of 124 125 education shall inform the parent or guardian of such child or surrogate 126 parent or, in the case of a pupil who is an emancipated minor or eighteen 127 years of age or older, the pupil of (i) the laws relating to special education, (ii) the rights of such parent, guardian, surrogate parent or 128 129 pupil under such laws and the regulations adopted by the State Board 130 of Education relating to special education, including the right of a parent, guardian or surrogate parent to (I) withhold from enrolling such 131 132 child in kindergarten, in accordance with the provisions of section 10-133 184, (II) have advisors and the [school paraprofessional] paraeducator 134 assigned to such child or pupil attend and participate in all portions of 135 such meeting at which an educational program for such child or pupil 136 is developed, reviewed or revised, in accordance with the provisions of 137 subparagraph (C) of this subdivision, (III) obtain the plain language 138 resources available on the Department of Education's Internet web site 139 pursuant to subsection (g) of section 10-76h explaining the hearing and 140 appeals process, as provided in section 10-76h, available to such child or 141 pupil if there is a disagreement about the individualized education 142 program, identification, evaluation or educational placement of or the 143 provision of a free appropriate public education to such child or pupil, 144 and (IV) receive information regarding free and low-cost legal 145 assistance, and (iii) any relevant information and resources relating to 146 individualized education programs created by the Department of 147 Education, including, but not limited to, information relating to 148 transition resources and services for high school students and the

149 Parent's Guide to Special Education in Connecticut developed by the 150 department. If such parent, guardian, surrogate parent or pupil does not 151 attend a planning and placement team meeting, the responsible local or 152 regional board of education shall mail such information to such person. 153 Each responsible local or regional board of education shall provide a 154 child or pupil's individualized education program, any documents 155 relating to such program and all the information required pursuant to 156 this subparagraph translated into the primary language spoken by such 157 parent, guardian, surrogate parent or pupil if there is an apparent need 158 or upon the request of the parent guardian, surrogate parent or pupil.

159 (E) Each local and regional board of education shall have in effect at 160 the beginning of each school year an educational program for each child 161 or pupil who has been identified as eligible for special education, and 162 shall provide (i) the informational handout described in section 10-74v 163 to each child with an individualized education program or plan pursuant to Section 504 of the Rehabilitation Act of 1973, and (ii) the 164 165 Parent's Guide to Special Education in Connecticut developed by the Department of Education and the rights and resources available to such 166 167 child in the provision of special education and related services.

168 (F) (i) At each initial planning and placement team meeting for a child 169 or pupil, the responsible local or regional board of education shall 170 inform the parent, guardian, surrogate parent or pupil of the laws 171 relating to physical restraint and seclusion pursuant to section 10-236b, 172 as amended by this act, and the rights of such parent, guardian, 173 surrogate parent or pupil under such laws and the regulations adopted 174 by the State Board of Education relating to physical restraint and 175 seclusion and the right of such parent, guardian, surrogate parent or 176 pupil, during such meeting at which an educational program for such 177 child or pupil is developed, to have (I) such child or pupil's birth-to-178 three service coordinator attend and participate in all portions of such 179 meeting, and (II) each recommendation made in the transition plan, as 180 required by section 17a-248e, by such child or pupil's birth-to-three 181 service coordinator addressed by the planning and placement team.

182 (ii) At the first planning and placement team meeting after a child 183 who requires special education and related services reaches the age of fourteen, each responsible local or regional board of education shall 184 185 provide information to the child and the parent, guardian or surrogate 186 parent about the full range of decision-making supports, including 187 alternatives to guardianship and conservatorship, and the online 188 resource developed by the Department of Education pursuant to section 189 10-74s. The responsible local or regional board of education shall 190 continue to provide such information to the child and the parent, 191 guardian or surrogate parent at least annually thereafter.

192 (iii) Each responsible local or regional board of education shall 193 provide the notice created by the Mediation Services Coordinator 194 pursuant to subdivision (7) of subsection (a) of section 10-76z to each 195 parent, guardian or surrogate parent of any child who requires special 196 education by (I) distributing such notice to such parents, guardians or 197 surrogate parents at the beginning of each school year, and (II) reading 198 such notice out loud at the conclusion of the first planning and 199 placement team meeting at the beginning of each school year.

(G) Upon request by a parent, guardian, pupil or surrogate parent, the responsible local or regional board of education shall provide the results of the assessments and evaluations used in the determination of eligibility for special education for a child or pupil to such parent, guardian, surrogate parent or pupil at least three school days before the referral planning and placement team meeting at which such results of the assessments and evaluations will be discussed for the first time.

207 (H) Each local or regional board of education shall monitor the 208 development of each child who, pursuant to subsection (a) of section 209 17a-248e, has been (i) referred for a registration on a mobile application 210 designated by the Commissioner of Early Childhood, in partnership 211 with such child's parent, guardian or surrogate parent, or (ii) provided 212 a form for such child's parent, guardian or surrogate parent to complete 213 and submit to such local or regional board of education that screens for 214 developmental and social-emotional delays using a validated screening

215 tool, such as the Ages and Stages Questionnaire and the Ages and Stages 216 Social-Emotional Questionnaire, or its equivalent. If such monitoring 217 results in suspecting a child of having a developmental delay, the board 218 shall schedule a planning and placement team meeting with such child's 219 parent, guardian or surrogate parent for the purposes of identifying 220 services for which such child may be eligible, including, but not limited 221 to, a preschool program under Part B of the Individuals with Disabilities 222 Act, 20 USC 1471 et seq. If a parent, guardian or surrogate parent of any 223 child referred for a registration on the mobile application or provided a 224 form to complete and submit, pursuant to subsection (a) of section 17a-225 248e, fails to complete such registration or complete and submit such 226 form after a period of six months from the date of such referral or 227 provision of such form, the board shall send a reminder, in the form and 228 manner determined by the board, to such parent, guardian or surrogate 229 parent to complete such registration or complete and submit such form. 230 The board shall send another reminder after a period of one year from 231 such referral or provision of such form if such registration remains 232 incomplete or such form is not submitted.

233 (I) Prior to any planning and placement team meeting for a child or 234 pupil in which an educational program for such child or pupil is 235 developed, reviewed or revised, if the parent, guardian, pupil or 236 surrogate parent has requested that the [school paraprofessional] 237 paraeducator assigned to such child or pupil attend such meeting, then 238 the responsible local or regional board of education shall provide (i) 239 adequate notice of such meeting to such [school paraprofessional] 240 paraeducator so that such [school paraprofessional] paraeducator may 241 adequately prepare for such meeting, and (ii) training, upon request of 242 such [school paraprofessional] paraeducator, on the role of such [school paraprofessional] paraeducator at such meeting. Following such 243 244 meeting, such [school paraprofessional] paraeducator, or any other 245 paraprofessional who is providing special education or related services 246 to such child, shall review such educational program with a supervisor, 247 as needed, and be permitted to view such educational program in order 248 to be able to provide special education or related services to such child

249 or pupil in accordance with such educational program.

Sec. 6. Subsection (a) of section 10-145t of the general statutes is
repealed and the following is substituted in lieu thereof (*Effective July 1*,
2024):

(a) For purposes of this section, "school support staff" means any
person employed by a local or regional board of education as a behavior
analyst or an assistant behavior analyst, as such terms are defined in
section 20-185i, an athletic coach, as defined in section 10-149d, or a
[school paraprofessional] <u>paraeducator</u>.

Sec. 7. Section 10-155j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2024*):

260 The Department of Education shall, within available appropriations, 261 promote and encourage professional development activities for [school 262 paraprofessionals] paraeducators with instructional responsibilities. 263 Such activities may include, but shall not be limited to, providing local 264 and regional boards of education with training modules and curricula 265 for professional development for [paraprofessionals] paraeducators and 266 assisting boards of education in the effective use of [paraprofessionals] 267 paraeducators and the development of strategies to improve 268 communications between teachers and [paraprofessionals] 269 paraeducators in the provision of effective student instruction.

270 Sec. 8. Section 10-155k of the general statutes is repealed and the 271 following is substituted in lieu thereof (*Effective July 1, 2024*):

272 On and after July 1, 2013, the Commissioner of Education shall 273 establish a School Paraprofessional Advisory Council, which on and 274 after July 1, 2021, shall be known as the School Paraeducator Advisory 275 Council, consisting of (1) one [school paraprofessional] paraeducator 276 from each state-wide bargaining representative organization that 277 represents [school paraprofessionals] paraeducators with instructional 278 responsibilities, (2) one representative from each of the exclusive 279 bargaining units for certified employees, chosen pursuant to section 10280 153b, (3) the most recent recipient of the Connecticut [Paraprofessional] 281 Paraeducator of the Year Award, (4) two representatives from the 282 regional educational service centers, appointed by the Commissioner of Education, and (5) a school administrator, appointed by the Connecticut 283 284 Federation of School Administrators. The council shall hold quarterly 285 meetings and advise, at least quarterly, the Commissioner of Education, 286 or the commissioner's designee, of the needs for (A) professional 287 development and the training of [paraprofessionals] paraeducators and 288 the effectiveness of the content and the delivery of existing training for 289 such [paraprofessionals] paraeducators, (B) appropriate staffing 290 strategies for [paraprofessionals] paraeducators, and (C) other relevant 291 issues relating to [paraprofessionals] paraeducators. The council shall 292 report, annually, in accordance with the provisions of section 11-4a, on 293 the recommendations given to the commissioner, or the commissioner's 294 designee, pursuant to the provisions of this section, to the joint standing 295 committee of the General Assembly having cognizance of matters 296 relating to education.

Sec. 9. Subdivision (2) of subsection (a) of section 10-156gg of the 2024
supplement to the general statutes is repealed and the following is
substituted in lieu thereof (*Effective July 1, 2024*):

300 (2) "Minority candidate" means an individual who is a minority and
301 employed by a local or regional board of education as a [school
302 paraprofessional] <u>paraeducator</u> or an associate instructor;

Sec. 10. Section 10-212a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2024*):

(a) (1) A school nurse or, in the absence of such nurse, any other nurse
licensed pursuant to the provisions of chapter 378, including a nurse
employed by, or providing services under the direction of a local or
regional board of education at, a school-based health clinic, who shall
administer medical preparations only to students enrolled in such
school-based health clinic in the absence of a school nurse, the principal,
any teacher, licensed athletic trainer, licensed physical or occupational

312 therapist employed by a school district, or coach of intramural and 313 interscholastic athletics of a school may administer, subject to the 314 provisions of subdivision (2) of this subsection, medicinal preparations, 315 including such controlled drugs as the Commissioner of Consumer 316 Protection may, by regulation, designate, to any student at such school 317 pursuant to the written order of a physician licensed to practice 318 medicine, or a dentist licensed to practice dental medicine in this or 319 another state, or an optometrist licensed to practice optometry in this 320 state under chapter 380, or an advanced practice registered nurse 321 licensed to prescribe in accordance with section 20-94a, or a physician 322 assistant licensed to prescribe in accordance with section 20-12d, and the 323 written authorization of a parent or guardian of such child. The 324 administration of medicinal preparations by a nurse licensed pursuant 325 to the provisions of chapter 378, a principal, teacher, licensed athletic 326 trainer, licensed physical or occupational therapist employed by a 327 school district, or coach shall be under the general supervision of a 328 school nurse. No such school nurse or other nurse, principal, teacher, 329 licensed athletic trainer, licensed physical or occupational therapist 330 employed by a school district, coach or [school paraprofessional] 331 paraeducator administering medication pursuant to this section shall be 332 liable to such student or a parent or guardian of such student for civil 333 damages for any personal injuries that result from acts or omissions of 334 such school nurse or other nurse, principal, teacher, licensed athletic 335 trainer, licensed physical or occupational therapist employed by a 336 school district, coach or [school paraprofessional] paraeducator 337 administering medication pursuant to this section in administering such 338 preparations that may constitute ordinary negligence. This immunity 339 does not apply to acts or omissions constituting gross, wilful or wanton 340 negligence.

(2) Each local and regional board of education that allows a school
nurse or, in the absence of such nurse, any other nurse licensed pursuant
to the provisions of chapter 378, including a nurse employed by, or
providing services under the direction of a local or regional board of
education at, a school-based health clinic, who shall administer medical

346 preparations only to students enrolled in such school-based health clinic 347 in the absence of a school nurse, the principal, any teacher, licensed athletic trainer, licensed physical or occupational therapist employed by 348 349 a school district, coach of intramural and interscholastic athletics or 350 [school paraprofessional] paraeducator of a school to administer 351 medicine or that allows a student to possess, self-administer or possess 352 and self-administer medicine, including medicine administered 353 through the use of an asthmatic inhaler or an automatic prefilled 354 cartridge injector or similar automatic injectable equipment, shall adopt 355 written policies and procedures, in accordance with this section and the 356 regulations adopted pursuant to subsection (c) of this section, that shall 357 be approved by the school medical advisor, if any, or other qualified 358 licensed physician. Once so approved, such administration of 359 medication shall be in accordance with such policies and procedures.

360 (3) A director of a school readiness program as defined in section 10-16p or a before or after school program exempt from licensure by the 361 362 Department of Public Health pursuant to subdivision (1) of subsection (b) of section 19a-77, or the director's designee, may administer 363 364 medications to a child enrolled in such a program in accordance with 365 regulations adopted by the State Board of Education in accordance with 366 the provisions of chapter 54. No individual administering medications 367 pursuant to this subdivision shall be liable to such child or a parent or 368 guardian of such child for civil damages for any personal injuries that 369 result from acts or omissions of such individual in administering such 370 medications which may constitute ordinary negligence. This immunity 371 shall not apply to acts or omissions constituting gross, wilful or wanton 372 negligence.

(b) Each school wherein any controlled drug is administered under
the provisions of this section shall keep such records thereof as are
required of hospitals under the provisions of subsections (f) and (h) of
section 21a-254 and shall store such drug in such manner as the
Commissioner of Consumer Protection shall, by regulation, require.

378 (c) The State Board of Education, in consultation with the

379 Commissioner of Public Health, shall adopt regulations, in accordance 380 with the provisions of chapter 54, determined to be necessary by the 381 board to carry out the provisions of this section, including, but not 382 limited to, regulations that (1) specify conditions under which a coach 383 of intramural and interscholastic athletics may administer medicinal 384 preparations, including controlled drugs specified in the regulations 385 adopted by the commissioner, to a child participating in such intramural and interscholastic athletics, (2) specify conditions and procedures for 386 387 the administration of medication by school personnel to students, 388 including, but not limited to, (A) the conditions and procedures for the 389 storage and administration of epinephrine by school personnel to 390 students for the purpose of emergency first aid to students who 391 experience allergic reactions and who do not have a prior written 392 authorization for the administration of epinephrine, in accordance with 393 the provisions of subdivision (2) of subsection (d) of this section, and (B) 394 the conditions and procedures for the storage and administration of 395 opioid antagonists by school personnel to students who experience an 396 opioid-related drug overdose and who do not have a prior written 397 authorization for the administration of an opioid antagonist, in 398 accordance with the provisions of subdivision (1) of subsection (g) of 399 this section, and (3) specify conditions for the possession, self-400 administration or possession and self-administration of medication by 401 students, including permitting a child diagnosed with: (A) Asthma to 402 retain possession of an asthmatic inhaler at all times while attending 403 school for prompt treatment of the child's asthma and to protect the 404 child against serious harm or death provided a written authorization for 405 self-administration of medication signed by the child's parent or 406 guardian and an authorized prescriber is submitted to the school nurse; 407 and (B) an allergic condition to retain possession of an automatic prefilled cartridge injector or similar automatic injectable equipment at 408 409 all times, including while attending school or receiving school 410 transportation services, for prompt treatment of the child's allergic 411 condition and to protect the child against serious harm or death 412 provided a written authorization for self-administration of medication 413 signed by the child's parent or guardian and an authorized prescriber is

submitted to the school nurse. The regulations shall require 414 415 authorization pursuant to: (i) The written order of a physician licensed 416 to practice medicine in this or another state, a dentist licensed to practice 417 dental medicine in this or another state, an advanced practice registered 418 nurse licensed under chapter 378, a physician assistant licensed under 419 chapter 370, a podiatrist licensed under chapter 375, or an optometrist 420 licensed under chapter 380; and (ii) the written authorization of a parent 421 or guardian of such child.

422 (d) (1) (A) With the written authorization of a student's parent or 423 guardian, and (B) pursuant to the written order of a qualified medical 424 professional, a school nurse and a school medical advisor, if any, may 425 jointly approve and provide general supervision to an identified [school 426 paraprofessional] paraeducator to administer medication, including, 427 but not limited to, medication administered with a cartridge injector, to 428 a specific student with a medically diagnosed allergic condition that 429 may require prompt treatment in order to protect the student against serious harm or death. 430

431 (2) A school nurse or, in the absence of a school nurse, a qualified 432 school employee shall maintain epinephrine in cartridge injectors for the 433 purpose of emergency first aid to students who experience allergic 434 reactions and do not have a prior written authorization of a parent or 435 guardian or a prior written order of a gualified medical professional for 436 the administration of epinephrine. A school nurse or a school principal shall select qualified school employees to administer such epinephrine 437 438 under this subdivision, and there shall be at least one such qualified 439 school employee on the grounds of the school during regular school 440 hours in the absence of a school nurse. A school nurse or, in the absence 441 of such school nurse, such qualified school employee may administer 442 such epinephrine under this subdivision, provided such administration 443 of epinephrine is in accordance with policies and procedures adopted 444 pursuant to subsection (a) of this section. Such administration of 445 epinephrine by a qualified school employee shall be limited to situations 446 when the school nurse is absent or unavailable. No qualified school 447 employee shall administer such epinephrine under this subdivision 448 unless such qualified school employee annually completes the training 449 program described in section 10-212g. The parent or guardian of a 450 student may submit, in writing, to the school nurse and school medical 451 advisor, if any, that epinephrine shall not be administered to such 452 student under this subdivision.

(3) In the case of a student with a medically diagnosed lifethreatening allergic condition, (A) with the written authorization of such student's parent or guardian, and (B) pursuant to the written order of a qualified medical professional, such student may possess, selfadminister or possess and self-administer medication, including, but not limited to, medication administered with a cartridge injector, to protect such student against serious harm or death.

460 (4) For purposes of this subsection, (A) "cartridge injector" means an 461 automatic prefilled cartridge injector or similar automatic injectable 462 equipment used to deliver epinephrine in a standard dose for 463 emergency first aid response to allergic reactions, (B) "qualified school employee" means a principal, teacher, licensed athletic trainer, licensed 464 physical or occupational therapist employed by a school district, coach 465 or [school paraprofessional] paraeducator, and (C) "qualified medical 466 467 professional" means (i) a physician licensed under chapter 370, (ii) an 468 optometrist licensed to practice optometry under chapter 380, (iii) an 469 advanced practice registered nurse licensed to prescribe in accordance 470 with section 20-94a, or (iv) a physician assistant licensed to prescribe in 471 accordance with section 20-12d.

472 (e) (1) With the written authorization of a student's parent or 473 guardian, and (2) pursuant to a written order of the student's physician 474 licensed under chapter 370 or the student's advanced practice registered 475 nurse licensed under chapter 378, a school nurse or a school principal 476 shall select, and a school nurse shall provide general supervision to, a 477 qualified school employee to administer medication with injectable 478 equipment used to administer glucagon to a student with diabetes that 479 may require prompt treatment in order to protect the student against 480 serious harm or death. Such authorization shall be limited to situations

481 when the school nurse is absent or unavailable. No qualified school 482 employee shall administer medication under this subsection unless (A) 483 such qualified school employee annually completes any training 484 required by the school nurse and school medical advisor, if any, in the 485 administration of medication with injectable equipment used to 486 administer glucagon, (B) the school nurse and school medical advisor, 487 if any, have attested, in writing, that such qualified school employee has 488 completed such training, and (C) such qualified school employee 489 voluntarily agrees to serve as a qualified school employee. For purposes 490 of this subsection, "injectable equipment used to administer glucagon" 491 means an injector or injectable equipment used to deliver glucagon in 492 an appropriate dose for emergency first aid response to diabetes. For purposes of this subsection, "qualified school employee" means a 493 494 principal, teacher, licensed athletic trainer, licensed physical or 495 occupational therapist employed by a school district, coach or [school 496 paraprofessional] paraeducator.

497 (f) (1) (A) With the written authorization of a student's parent or 498 guardian, and (B) pursuant to the written order of a physician licensed 499 under chapter 370 or an advanced practice registered nurse licensed 500 under chapter 378, a school nurse and a school medical advisor, if any, 501 shall select, and a school nurse shall provide general supervision to, a 502 qualified school employee to administer antiepileptic medication, 503 including by rectal syringe, to a specific student with a medically 504 diagnosed epileptic condition that requires prompt treatment in 505 accordance with the student's individual seizure action plan. Such 506 authorization shall be limited to situations when the school nurse is 507 absent or unavailable. No qualified school employee shall administer 508 medication under this subsection unless (i) such qualified school 509 employee annually completes the training program described in 510 subdivision (2) of this subsection, (ii) the school nurse and school 511 medical advisor, if any, have attested, in writing, that such qualified 512 school employee has completed such training, (iii) such qualified school 513 employee receives monthly reviews by the school nurse to confirm such 514 qualified school employee's competency to administer antiepileptic

515 medication under this subsection, and (iv) such qualified school 516 employee voluntarily agrees to serve as a qualified school employee. For 517 purposes of this subsection, "qualified school employee" means a 518 principal, teacher, licensed athletic trainer, licensed physical or 519 occupational therapist employed by a school district, coach or [school 520 paraprofessional] <u>paraeducator</u>.

521 (2) The Department of Education, in consultation with the School 522 Nurse Advisory Council, established pursuant to section 10-212f, and 523 the Association of School Nurses of Connecticut, shall develop an 524 antiepileptic medication administrating training program. Such training 525 program shall include instruction in (A) an overview of childhood 526 epilepsy and types of seizure disorders, (B) interpretation of individual 527 student's emergency seizure action plan and recognition of individual 528 student's seizure activity, (C) emergency management procedures for 529 seizure activity, including administration techniques for emergency 530 seizure medication, (D) when to activate emergency medical services 531 and postseizure procedures and follow-up, (E) reporting procedures 532 after a student has required such delegated emergency seizure 533 medication, and (F) any other relevant issues or topics related to 534 emergency interventions for students who experience seizures.

535 (g) (1) A school nurse or, in the absence of a school nurse, a qualified 536 school employee may maintain opioid antagonists for the purpose of 537 emergency first aid to students who experience an opioid-related drug 538 overdose and do not have a prior written authorization of a parent or guardian or a prior written order of a qualified medical professional for 539 540 the administration of such opioid antagonist. A school nurse or a school 541 principal shall select qualified school employees to administer such opioid antagonist under this subdivision, and there shall be at least one 542 543 such qualified school employee on the grounds of the school during 544 regular school hours in the absence of a school nurse. A school nurse or, 545 in the absence of such school nurse, such qualified school employee may 546 administer such opioid antagonist under this subdivision, provided 547 such administration of the opioid antagonist is in accordance with 548 policies and procedures adopted pursuant to subsection (a) of this

section. Such administration of an opioid antagonist by a qualified 549 550 school employee shall be limited to situations when the school nurse is 551 absent or unavailable. No school nurse or qualified school employee 552 shall administer such opioid antagonist under this subdivision unless 553 such school nurse or qualified school employee completes a training 554 program in the distribution and administration of an opioid antagonist 555 developed by the Department of Education, Department of Public 556 Health and the Department of Consumer Protection, or under an 557 agreement entered into pursuant to section 21a-286. The parent or 558 guardian of a student may submit a request, in writing, to the school 559 nurse and school medical advisor, if any, that an opioid antagonist shall 560 not be administered to such student under this subdivision.

(2) Not later than October 1, 2022, the Department of Education, in
consultation with the Departments of Consumer Protection and Public
Health, shall develop guidelines for use by local and regional boards of
education on the storage and administration of opioid antagonists in
schools in accordance with the provisions of this subsection.

566 (3) For purposes of this subsection, (A) "opioid antagonist" means 567 naloxone hydrochloride or any other similarly acting and equally safe 568 drug approved by the federal Food and Drug Administration for the 569 treatment of a drug overdose, (B) "qualified school employee" means a 570 principal, teacher, licensed athletic trainer, licensed physical or 571 occupational therapist employed by a school district, coach or [school 572 paraprofessional] paraeducator, and (C) "qualified medical 573 professional" means (i) a physician licensed under chapter 370, (ii) an 574 optometrist licensed to practice optometry under chapter 380, (iii) an 575 advanced practice registered nurse licensed to prescribe in accordance 576 with section 20-94a, or (iv) a physician assistant licensed to prescribe in 577 accordance with section 20-12d.

578 Sec. 11. Subsection (a) of section 10-220a of the 2024 supplement to 579 the general statutes is repealed and the following is substituted in lieu 580 thereof (*Effective July 1, 2024*):

581 (a) Each local or regional board of education shall provide an in-582 service training program for its teachers, administrators and pupil 583 personnel who hold the initial educator, provisional educator or professional educator certificate. Such program shall provide such 584 585 teachers, administrators and pupil personnel with information on (1) 586 the nature and the relationship of alcohol and drugs, as defined in 587 section 21a-240, to health and personality development, and procedures 588 for discouraging their abuse, (2) health and mental health risk reduction 589 education that includes, but need not be limited to, the prevention of 590 risk-taking behavior by children and the relationship of such behavior 591 to substance abuse, pregnancy, sexually transmitted diseases, including 592 HIV-infection and AIDS, as defined in section 19a-581, violence, teen 593 dating violence, domestic violence and child abuse, (3) school violence 594 prevention, conflict resolution, the prevention of and response to youth 595 suicide and the identification and prevention of and response to 596 bullying, as defined in subsection (a) of section 10-222d, as amended by this act, except that (A) those boards of education that implement any 597 598 evidence-based model approach that is approved by the Department of Education and is consistent with subsection (c) of section 10-145a, 599 600 sections 10-222d, as amended by this act, 10-222g and 10-222h, 601 subsection (g) of section 10-233c and sections 1 and 3 of public act 08-602 160, shall not be required to provide in-service training on the 603 identification and prevention of and response to bullying, and (B) such 604 school violence prevention training shall be in a manner prescribed in a 605 school security and safety plan, in accordance with the provisions of 606 section 10-222n, (4) cardiopulmonary resuscitation and other emergency 607 life saving procedures, (5) the requirements and obligations of a 608 mandated reporter, (6) the detection and recognition of, and evidence-609 based structured literacy interventions for, students with dyslexia, as 610 defined in section 10-3d, (7) culturally responsive pedagogy and 611 practice, including, but not limited to, the video training module 612 relating to implicit bias and anti-bias in the hiring process in accordance 613 with the provisions of section 10-156hh, (8) the principles and practices 614 of social-emotional learning and restorative practices, (9) the laws 615 governing the implementation of planning and placement team

meetings and concerning plans pursuant to Section 504 of the 616 617 Rehabilitation Act of 1973, as amended from time to time, (10) an annual 618 update of the new state and federal policies concerning special 619 education, recommendations and best practices, and (11) emergency 620 response to students who experience a seizure in a school, including, 621 but not limited to, the recognition of the signs and symptoms of 622 seizures, the appropriate steps for seizure first aid, information about 623 seizure action plans for students and, for those authorized to administer medication under section 10-212a, as amended by this act, the 624 625 administration of seizure rescue medication or prescribed electrical 626 stimulation using a Vagus Nerve Stimulator magnet. Each local or 627 regional board of education shall allow any [school] paraeducator or 628 noncertified employee to participate, on a voluntary basis, in any in-629 service training program provided pursuant to this section.

630 Sec. 12. Subsection (a) of section 10-220a of the 2024 supplement to 631 the general statutes, as amended by section 60 of public act 23-167, is 632 repealed and the following is substituted in lieu thereof (*Effective July 1*, 633 2025):

634 (a) Each local or regional board of education shall provide an in-635 service training program for its teachers, administrators and pupil 636 personnel who hold the initial educator, provisional educator or 637 professional educator certificate. Such program shall provide such 638 teachers, administrators and pupil personnel with information on (1) 639 the nature and the relationship of alcohol and drugs, as defined in 640 [subdivision (17) of] section 21a-240, to health and personality 641 development, and procedures for discouraging their abuse, (2) health 642 and mental health risk reduction education that includes, but need not 643 be limited to, the prevention of risk-taking behavior by children and the 644 relationship of such behavior to substance abuse, pregnancy, sexually 645 transmitted diseases, including HIV-infection and AIDS, as defined in 646 section 19a-581, violence, teen dating violence, domestic violence and 647 child abuse, (3) school violence prevention, conflict resolution, the 648 prevention of and response to youth suicide and the identification and 649 prevention of and response to bullying, as defined in section 10-222aa,

650 except that (A) those boards of education that implement any evidence-651 based model approach that is approved by the Department of Education 652 and is consistent with subsection (c) of section 10-145a, subsection (g) of 653 section 10-233c and sections 1 and 3 of public act 08-160, shall not be 654 required to provide in-service training on the identification and 655 prevention of and response to bullying, and (B) such school violence 656 prevention training shall be in a manner prescribed in a school security and safety plan, in accordance with the provisions of section 10-222n, (4) 657 658 cardiopulmonary resuscitation and other emergency life saving 659 procedures, (5) the requirements and obligations of a mandated 660 reporter, (6) the detection and recognition of, and evidence-based structured literacy interventions for, students with dyslexia, as defined 661 662 in section 10-3d, (7) culturally responsive pedagogy and practice, including, but not limited to, the video training module relating to 663 664 implicit bias and anti-bias in the hiring process in accordance with the 665 provisions of section 10-156hh, [and] (8) the principles and practices of 666 social-emotional learning and restorative practices, (9) the laws governing the implementation of planning and placement team 667 meetings and concerning plans pursuant to Section 504 of the 668 669 Rehabilitation Act of 1973, as amended from time to time, (10) an annual 670 update of the new state and federal policies concerning special 671 education, recommendations and best practices, and (11) emergency 672 response to students who experience a seizure in a school, including, 673 but not limited to, the recognition of the signs and symptoms of seizures, the appropriate steps for seizure first aid, information about 674 675 seizure action plans for students and, for those authorized to administer medication under section 10-212a, as amended by this act, the 676 677 administration of seizure rescue medication or prescribed electrical 678 stimulation using a Vagus Nerve Stimulator magnet. Each local or 679 regional board of education may allow any [paraprofessional] 680 paraeducator or noncertified employee to participate, on a voluntary 681 basis, in any in-service training program provided pursuant to this 682 section.

683 Sec. 13. Subsection (b) of section 10-2210 of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective July 1*,2024):

686 (b) For the school year commencing July 1, 2022, and each school year 687 thereafter, each local and regional board of education shall adopt a 688 policy, as the board deems appropriate, concerning the circumstances 689 when a school employee may prevent or otherwise restrict a student 690 from participating in the entire time devoted to physical exercise in the 691 regular school day, pursuant to subsection (a) of this section, as a form 692 of discipline. Such policy shall (1) permit such prevention or restriction 693 (A) when a student poses a danger to the health or safety of other 694 students or school personnel, or (B) when such prevention or restriction 695 is limited to the period devoted to physical exercise that is the shortest 696 in duration if there are two or more periods devoted to physical exercise 697 in a school day, provided the period of time devoted to physical exercise 698 that such student may participate in during such school day is at least 699 twenty minutes in duration, (2) only permit such prevention or 700 restriction once during a school week, unless such student is a danger 701 to the health or safety of other students or school personnel, (3) not 702 include any provisions that such board determines are unreasonably 703 restrictive or punitive, (4) distinguish between (A) discipline imposed 704 prior to the start of such time devoted to physical exercise and discipline 705 imposed during such time devoted to physical exercise, and (B) 706 discipline that (i) prevents or otherwise restricts a student from 707 participating in such time devoted to physical exercise prior to such time 708 devoted to physical exercise, and (ii) methods used to redirect a 709 student's behavior during such time devoted to physical exercise, and 710 (5) not permit such prevention or restriction if a student does not 711 complete such student's work on time or for such student's academic 712 performance. For purposes of this section, "school employee" means (A) 713 teacher, substitute teacher, school administrator, school а 714 superintendent, guidance counselor, school counselor, psychologist, 715 social worker, nurse, physician, [school paraprofessional] paraeducator 716 or coach employed by a local or regional board of education or working 717 in a public elementary, middle or high school; or (B) any other

individual who, in the performance of his or her duties, has regular
contact with students and who provides services to or on behalf of
students enrolled in a public elementary, middle or high school,
pursuant to a contract with the local or regional board of education.

Sec. 14. Section 10-221u of the general statutes is repealed and thefollowing is substituted in lieu thereof (*Effective July 1, 2024*):

724 Not later than October 1, 2013, each local and regional board of 725 education shall adopt a policy, as the board deems appropriate, 726 concerning the issue regarding any school employee being involved in 727 requiring any student enrolled in grades kindergarten to twelve, 728 inclusive, to engage in physical activity as a form of discipline during 729 the regular school day. For purposes of this section, "school employee" 730 means (1) a teacher, substitute teacher, school administrator, school 731 superintendent, guidance counselor, school counselor, psychologist, 732 social worker, nurse, physician, [school paraprofessional] paraeducator 733 or coach employed by a local or regional board of education or working 734 in a public elementary, middle or high school; or (2) any other 735 individual who, in the performance of his or her duties, has regular 736 contact with students and who provides services to or on behalf of 737 students enrolled in a public elementary, middle or high school, 738 pursuant to a contract with the local or regional board of education.

Sec. 15. Subdivision (8) of subsection (a) of section 10-222d of the
general statutes is repealed and the following is substituted in lieu
thereof (*Effective July 1, 2024*):

742 (8) "School employee" means (A) a teacher, substitute teacher, school administrator, school superintendent, guidance counselor, school 743 744 counselor, psychologist, social worker, nurse, physician, [school 745 paraprofessional] paraeducator or coach employed by a local or regional 746 board of education or working in a public elementary, middle or high 747 school; or (B) any other individual who, in the performance of his or her 748 duties, has regular contact with students and who provides services to 749 or on behalf of students enrolled in a public elementary, middle or high school, pursuant to a contract with the local or regional board ofeducation;

Sec. 16. Subsections (d) to (g), inclusive, of section 10-223e of the
general statutes are repealed and the following is substituted in lieu
thereof (*Effective July 1, 2024*):

(d) (1) For those schools classified as category three schools, the
department may require such schools to (A) develop and implement
plans consistent with this section and federal law to elevate the school
from low achieving status, and (B) be the subject of actions as described
in the state-wide performance management and support plan, prepared
in accordance with the provisions of subdivision (2) of subsection (b) of
this section.

762 (2) For those schools classified as category three schools, the 763 department may require the local or regional board of education for 764 such schools to collaborate with the regional educational service center that serves the area in which such schools are located to develop plans 765 766 to ensure such schools provide (A) early education opportunities, (B) 767 summer school, (C) extended school day or year programming, (D) 768 weekend classes, (E) tutorial assistance to their students, or (F) 769 professional development to their administrators, principals, teachers 770 and [paraprofessionals] paraeducators. In requiring any educational 771 program authorized by this subdivision, the Commissioner of Education may limit the offering of such program to the subgroup of 772 773 students that have failed to reach performance benchmarks or those in 774 transitional or milestone grades or those who are otherwise at 775 substantial risk of educational failure as described in the state-wide 776 performance management and support plan, prepared in accordance with the provisions of subdivision (2) of subsection (b) of this section. 777

(e) (1) (A) Any school or school district identified as in need of
improvement pursuant to subdivision (1) of subsection (b) of this
section and requiring corrective action pursuant to the requirements of
the No Child Left Behind Act, P.L. 107-110, shall be designated and

listed as a low achieving school or school district and shall be subject tointensified supervision and direction by the State Board of Education.

(B) Any school classified as a category four school or category five
school or a school designated as a focus school shall be designated as
low achieving and shall be subject to intensified supervision and
direction by the State Board of Education.

788 (2) Notwithstanding any provision of this title or any regulation 789 adopted pursuant to said title, except as provided in subdivision (3) of 790 this subsection, in carrying out the provisions of subdivision (1) of this 791 subsection and this subdivision, the State Board of Education shall take 792 any of the following actions to improve student performance of the 793 school district, a particular school in the district or among student 794 subgroups, and remove the school or district from the list of schools or 795 districts designated and listed as a low achieving school or district 796 pursuant to said subdivision (1), and to address other needs of the 797 school or district: (A) Require an operations audit to identify possible 798 programmatic savings and an instructional audit to identify any deficits 799 in curriculum and instruction or in the learning environment of the 800 school or district; (B) require the local or regional board of education for 801 such school or district to use state and federal funds for critical needs, 802 as directed by the State Board of Education; (C) provide incentives to 803 attract highly qualified teachers and principals; (D) direct the transfer and assignment of teachers and principals; (E) require additional 804 805 training and technical assistance for parents and guardians of children 806 attending the school or a school in the district and for teachers, 807 principals, and central office staff members hired by the district; (F) 808 require the local or regional board of education for the school or district 809 to implement model curriculum, including, but not limited to, 810 recommended textbooks, materials and supplies approved by the 811 Department of Education; (G) identify schools for reconstitution, as may 812 be phased in by the commissioner, as state or local charter schools, 813 schools established pursuant to section 10-74g, innovation schools 814 established pursuant to section 10-74h, or schools based on other models 815 for school improvement, or for management by an entity other than the

816 local or regional board of education for the district in which the school 817 is located; (H) direct the local or regional board of education for the 818 school or district to develop and implement a plan addressing deficits 819 in achievement and in the learning environment as recommended in the 820 instructional audit; (I) assign a technical assistance team to the school or 821 district to guide school or district initiatives and report progress to the 822 Commissioner of Education; (J) establish instructional and learning 823 environment benchmarks for the school or district to meet as it 824 progresses toward removal from the list of low achieving schools or 825 districts; (K) provide funding to any proximate district to a district 826 designated as a low achieving school district so that students in a low 827 achieving district may attend public school in a neighboring district; (L) 828 direct the establishment of learning academies within schools that 829 require continuous monitoring of student performance by teacher 830 groups; (M) require a local or regional board of education to (i) undergo 831 training designed to improve the operational efficiency and 832 effectiveness of the board of education as leaders of its district improvement plans by distinguishing and making clear the proper roles 833 834 and different functions of the board of education, including the 835 responsibility of developing the improvement plans and education 836 policy for the district, and the school and district-level administrators, 837 including the responsibility of implementing such improvement plans 838 and policies, and (ii) submit an annual action plan to the Commissioner 839 of Education outlining how, when and in what manner their 840 effectiveness shall be monitored; (N) require the appointment of (i) a 841 superintendent, approved by the Commissioner of Education, or (ii) a 842 district improvement officer, selected by the commissioner, whose 843 authority is consistent with the provisions of section 138 of public act 844 11-61, and whose term shall be for one school year, except that the State 845 Board of Education may extend such period; or (O) any combination of 846 the actions described in this subdivision or similar, closely related 847 actions.

848 (3) If a directive of the State Board of Education pursuant to 849 subparagraph (C), (D), (E), (G) or (L) of subdivision (2) of this subsection or a directive to implement a plan pursuant to subparagraph (H) of said
subdivision (2) affects working conditions, such directive shall be
carried out in accordance with the provisions of sections 10-153a to 10153n, inclusive.

854 (f) The State Board of Education shall monitor the progress of each 855 school or district designated as a low achieving school or district 856 pursuant to subdivision (1) of subsection (e) of this section and provide 857 notice to the local or regional board of education for each such school or 858 district of the school or district's progress toward meeting the 859 benchmarks established by the State Board of Education pursuant to 860 subsection (e) of this section. If a school or district fails to make 861 acceptable progress toward meeting such benchmarks established by 862 the State Board of Education or fails to make adequate yearly progress 863 pursuant to the requirements of the No Child Left Behind Act, P.L. 107-864 110, for two consecutive years while designated as a low achieving 865 school district, the State Board of Education, after consultation with the 866 Governor and chief elected official or officials of the district, may (1) 867 request that the General Assembly enact legislation authorizing that 868 control of the district be reassigned to the State Board of Education or 869 other authorized entity, or (2) notwithstanding the provisions of chapter 870 146, any special act, charter or ordinance, grant the Commissioner of 871 Education the authority to reconstitute the local or regional board of 872 education for such school district in accordance with the provisions of 873 subsection (i) of this section.

874 (g) Any school district or elementary school after two successive 875 years of failing to make adequate yearly progress shall be designated as 876 a low achieving school district or school and shall be evaluated by the 877 Commissioner of Education. After such evaluation, the commissioner 878 may require that such school district or school provide full-day 879 kindergarten classes, summer school, extended school day, weekend 880 classes, tutorial assistance to its students or professional development 881 to its administrators, principals, teachers and [paraprofessional teacher 882 aides] paraeducators if (1) on any subpart of the mastery examination 883 administered to students in grade three, pursuant to section 10-14n,

884 thirty per cent or more of the students in any subgroup, as defined by 885 the No Child Left Behind Act, P.L. 107-110, do not achieve the level of 886 proficiency or higher, or (2) the commissioner determines that it would be in the best educational interests of the school or the school district to 887 888 have any of these programs. In ordering any educational program 889 authorized by this subsection, the commissioner may limit the offering 890 of the program to the subgroup of students that have failed to achieve 891 proficiency as determined by this subsection, those in particular grades 892 or those who are otherwise at substantial risk of educational failure. The 893 costs of instituting the ordered educational programs shall be borne by 894 the identified low achieving school district or the school district in 895 which an identified low achieving school is located. The commissioner 896 shall not order an educational program that costs more to implement 897 than the total increase in the amount of the grant that a town receives 898 pursuant to section 10-262i in any fiscal year above the prior fiscal year.

Sec. 17. Subdivision (4) of subsection (a) of section 10-223j of the
general statutes is repealed and the following is substituted in lieu
thereof (*Effective July 1, 2024*):

902 (4) The provisions of subdivisions (1) to (3), inclusive, of this 903 subsection shall not apply to a school described in said subdivisions if 904 (A) such school consists of a single grade level, or (B) such school is 905 under the jurisdiction of a local or regional board of education that has 906 adopted a similar school governance council model on or before July 1, 907 2011, that consists of parents, teachers from each grade level or subject 908 area, administrators and [paraprofessionals] paraeducators and such 909 school governance council model is being administered at such school 910 at the time such school is so identified as in need of improvement or so 911 designated as a low achieving school.

912 Sec. 18. Subsection (o) of section 10-236b of the 2024 supplement to
913 the general statutes is repealed and the following is substituted in lieu
914 thereof (*Effective July 1, 2024*):

915 (o) (1) Each local or regional board of education shall provide training

916 regarding the physical restraint and seclusion of students to the 917 members of the crisis intervention team for each school in the district, 918 identified pursuant to subdivision (2) of this subsection. A local or regional board of education may provide such training to any teacher, 919 920 as defined in section 10-144d, administrator, as defined in section 10-921 144e, [school paraprofessional] paraeducator or other school employee, 922 as defined in section 10-222d, as amended by this act, designated by the 923 school principal and who has direct contact with students. Such training 924 shall be provided during the school year commencing July 1, 2017, and 925 each school year thereafter, and shall include, but not be limited to:

(A) An overview of the relevant laws and regulations regarding the
use of physical restraint and seclusion on students and the proper uses
of physical restraint and seclusion. For the school year commencing July
1, 2017, and annually thereafter, such overview shall be provided by the
Department of Education, in a manner and form as prescribed by the
Commissioner of Education;

(B) The creation of a plan by which each local and regional board of
education shall provide training regarding the prevention of incidents
requiring physical restraint or seclusion of students. Such plan shall be
implemented not later than July 1, 2018. The Department of Education
may, within available appropriations, provide ongoing monitoring and
support to local or regional boards of education regarding the
formulation and implementation of the plan; and

939 (C) The creation of a plan by which each local or regional board of 940 education shall provide training regarding the proper means of physical 941 restraint or seclusion of a student, including, but not limited to, (i) 942 various types of physical restraint and seclusion; (ii) the differences 943 between life-threatening physical restraint and other varying levels of 944 physical restraint; (iii) the differences between permissible physical 945 restraint and pain compliance techniques; and (iv) monitoring methods 946 to prevent harm to a student who is physically restrained or in seclusion. 947 Such plan shall be implemented not later than July 1, 2018;

948 (2) For the school year commencing July 1, 2017, and each school year 949 thereafter, each local and regional board of education shall require each 950 school in the district to identify a crisis intervention team consisting of 951 any teacher, as defined in section 10-144d, administrator, as defined in 952 section 10-144e, [school paraprofessional] paraeducator or other school 953 employee, as defined in section 10-222d, as amended by this act, 954 designated by the school principal and who has direct contact with 955 students. Such teams shall respond to any incident in which the use of 956 physical restraint or seclusion may be necessary as an emergency 957 intervention to prevent immediate or imminent injury to a student or to 958 others. Each member of the crisis intervention team shall be recertified 959 in the use of physical restraint and seclusion pursuant to subparagraph 960 (C) of subdivision (1) of this subsection or chapter 814e on an annual 961 basis. Each local and regional board of education shall maintain a list of 962 the members of the crisis intervention team for each school.

Sec. 19. Subsection (o) of section 10-236b of the 2024 supplement to the general statutes, as amended by section 67 of public act 23-167, is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2025):

967 (o) (1) Each local or regional board of education shall provide training 968 regarding the physical restraint and seclusion of students to the 969 members of the crisis intervention team for each school in the district, 970 identified pursuant to subdivision (2) of this subsection. A local or regional board of education may provide such training to any teacher, 971 972 as defined in section 10-144d, administrator, as defined in section 10-973 144e, [school paraprofessional] paraeducator or other school employee, 974 as defined in section 10-222aa, designated by the school principal and 975 who has direct contact with students. Such training shall be provided 976 during the school year commencing July 1, 2017, and each school year 977 thereafter, and shall include, but not be limited to:

978 (A) An overview of the relevant laws and regulations regarding the
979 use of physical restraint and seclusion on students and the proper uses
980 of physical restraint and seclusion. For the school year commencing July

981 1, 2017, and annually thereafter, such overview shall be provided by the
982 Department of Education, in a manner and form as prescribed by the
983 Commissioner of Education;

(B) The creation of a plan by which each local and regional board of
education shall provide training regarding the prevention of incidents
requiring physical restraint or seclusion of students. Such plan shall be
implemented not later than July 1, 2018. The Department of Education
may, within available appropriations, provide ongoing monitoring and
support to local or regional boards of education regarding the
formulation and implementation of the plan; and

991 (C) The creation of a plan by which each local or regional board of 992 education shall provide training regarding the proper means of physical 993 restraint or seclusion of a student, including, but not limited to, (i) 994 various types of physical restraint and seclusion; (ii) the differences 995 between life-threatening physical restraint and other varying levels of 996 physical restraint; (iii) the differences between permissible physical 997 restraint and pain compliance techniques; and (iv) monitoring methods 998 to prevent harm to a student who is physically restrained or in seclusion. 999 Such plan shall be implemented not later than July 1, 2018;

1000 (2) For the school year commencing July 1, 2017, and each school year 1001 thereafter, each local and regional board of education shall require each 1002 school in the district to identify a crisis intervention team consisting of 1003 any teacher, as defined in section 10-144d, administrator, as defined in 1004 section 10-144e, [school paraprofessional] paraeducator or other school 1005 employee, as defined in section 10-222aa, designated by the school 1006 principal and who has direct contact with students. Such teams shall 1007 respond to any incident in which the use of physical restraint or 1008 seclusion may be necessary as an emergency intervention to prevent 1009 immediate or imminent injury to a student or to others. Each member of 1010 the crisis intervention team shall be recertified in the use of physical 1011 restraint and seclusion pursuant to subparagraph (C) of subdivision (1) 1012 of this subsection or chapter 814e on an annual basis. Each local and 1013 regional board of education shall maintain a list of the members of the

1014 crisis intervention team for each school.

Sec. 20. Subsection (a) of section 10-239e of the general statutes is
repealed and the following is substituted in lieu thereof (*Effective July 1*,
2024):

1018 (a) The demonstration board shall authorize the parents or legal 1019 guardian of scholarship recipients to use the demonstration 1020 scholarships at any public or private school in which the scholarship 1021 recipient is enrolled provided such public or private school: (1) Meets 1022 all educational, fiscal, health and safety standards required by law, (2) 1023 does not discriminate against the admission of students and the hiring 1024 of teachers on the basis of race, color or economic status and has filed a 1025 certificate with the State Board of Education that the school is in 1026 compliance with Title VI of the Civil Rights Act of 1964, (3) in no case 1027 levies or requires any tuition, fee or charge above the value of the 1028 education scholarship, (4) is free from sectarian control or influence 1029 except as provided in subsection (b) of this section, (5) provides public 1030 access to all financial and administrative records and provides to the 1031 parent or guardian of each eligible child in the demonstration area 1032 comprehensive information, in written form, on the courses of study 1033 offered, curriculum, materials and textbooks, the qualifications of 1034 teachers, administrators and [paraprofessionals] paraeducators, the 1035 minimum school day, the salary schedules, financial reports of money 1036 spent per pupil and such other information as may be required by the 1037 demonstration board, (6) provides periodic reports to the parents on the 1038 average progress of the pupils enrolled, <u>and</u> (7) meets any additional 1039 requirements established for all participating schools by the 1040 demonstration board.

1041 Sec. 21. Subdivision (1) of subsection (b) of section 17a-812 of the 1042 general statutes is repealed and the following is substituted in lieu 1043 thereof (*Effective July 1, 2024*):

1044 (1) The Commissioner of Aging and Disability Services shall provide,1045 upon written request from any interested school district, the services of

1046 teachers who instruct students who are visually impaired, based on the 1047 levels established in the individualized education or service plan. The 1048 Commissioner of Aging and Disability Services shall also make 1049 available resources, including, but not limited to, the braille and large 1050 print library, to all teachers of public and nonpublic school children. The 1051 commissioner provide vision-related may also professional 1052 development and training to all school districts and cover the actual cost 1053 for [paraprofessionals] paraeducators from school districts to 1054 participate in agency-sponsored braille training programs. The 1055 commissioner shall utilize education consultant positions, funded by 1056 moneys appropriated from the General Fund, to supplement new 1057 staffing that will be made available through the educational aid for 1058 children who are blind or visually impaired account, which shall be 1059 governed by formal written policies established by the commissioner.

1060 Sec. 22. Section 31-51rr of the general statutes is repealed and the 1061 following is substituted in lieu thereof (*Effective July 1, 2024*):

1062 (a) Each political subdivision of the state shall grant any employee of 1063 such political subdivision who is (1) a party to a marriage in which the 1064 other party is of the same sex as the employee, and who has been 1065 employed for at least twelve months by such employer and for at least 1066 one thousand two hundred fifty hours of service with such employer 1067 during the previous twelve-month period the same family and medical 1068 leave benefits under the federal Family and Medical Leave Act, P.L. 103-3, and 29 CFR 825.112, as are provided to an employee who is a party to 1069 1070 a marriage in which the other party is of the opposite sex of such 1071 employee, or (2) on or after the effective date of regulations adopted 1072 pursuant to subsection (f) of this section, a [school paraprofessional in 1073 an educational setting] paraeducator who has been employed in an 1074 educational setting for at least twelve months by such employer and for 1075 at least nine hundred fifty hours of service with such employer during 1076 the previous twelve-month period the same family and medical leave 1077 benefits provided under subdivision (1) of this subsection to an 1078 employee who has been employed for at least twelve months by such 1079 employer and for at least one thousand two hundred fifty hours of 1080 service with such employer during the previous twelve-month period.

1081 (b) (1) Any employee of a political subdivision of the state who has 1082 worked at least twelve months and one thousand two hundred fifty 1083 hours for such employer during the previous twelve-month period, or 1084 (2) on or after the effective date of regulations adopted pursuant to 1085 subsection (f) of this section, a [school paraprofessional in an 1086 educational setting] paraeducator who has been employed in an 1087 educational setting for at least twelve months by such employer and for 1088 at least nine hundred fifty hours of service with such employer during 1089 the previous twelve-month period may request leave in order to serve 1090 as an organ or bone marrow donor, provided such employee may be 1091 required, prior to the inception of such leave, to provide sufficient 1092 written certification from the physician of such employee, a physician 1093 assistant or an advanced practice registered nurse of the proposed organ 1094 or bone marrow donation and the probable duration of the employee's 1095 recovery from such donation.

(c) Nothing in this section shall be construed as authorizing leave in
addition to the total of twelve workweeks of leave during any twelvemonth period provided under the federal Family and Medical Leave
Act, P.L. 103-3.

(d) The Labor Department shall enforce compliance with theprovisions of this section.

(e) For the purposes of subdivision (2) of subsections (a) and (b) of
this section, no hours of service worked by a [paraprofessional]
<u>paraeducator</u> prior to the effective date of regulations adopted pursuant
to subsection (f) of this section shall be included in the requisite nine
hundred fifty hours of service.

(f) The Labor Commissioner shall adopt regulations for the provision
 of family and medical leave benefits to [school paraprofessionals]
 <u>paraeducators employed</u> in an educational setting pursuant to this
 section.

Sec. 23. Subsection (a) of section 46a-11b of the general statutes is
repealed and the following is substituted in lieu thereof (*Effective July 1*,
2024):

1114 (a) Any physician or surgeon licensed under the provisions of chapter 1115 370, any resident physician or intern in any hospital in this state, 1116 whether or not so licensed, any registered nurse, any person paid for 1117 caring for persons in any facility and any licensed practical nurse, 1118 medical examiner, dental hygienist, dentist, occupational therapist, 1119 optometrist, chiropractor, psychologist, podiatrist, social worker, school 1120 teacher, school principal, school guidance counselor, school counselor, 1121 [school paraprofessional] paraeducator, licensed behavior analyst, 1122 mental health professional, physician assistant, licensed or certified 1123 substance abuse counselor, licensed marital and family therapist, speech 1124 and language pathologist, clergyman, police officer, pharmacist, 1125 physical therapist, licensed professional counselor or sexual assault 1126 counselor or domestic violence counselor, as defined in section 52-146k, 1127 who has reasonable cause to suspect or believe that any person with 1128 intellectual disability or any person who receives services from the 1129 Department of Social Services' Division of Autism Spectrum Disorder 1130 Services has been abused or neglected shall, as soon as practicable but 1131 not later than forty-eight hours after such person has reasonable cause 1132 to suspect or believe that a person with intellectual disability or any 1133 person who receives services from the Department of Social Services' 1134 Division of Autism Spectrum Disorder Services has been abused or 1135 neglected, report such information or cause a report to be made in any 1136 reasonable manner to the commissioner, or the commissioner's 1137 designee. An unsuccessful attempt to make an initial report to the 1138 commissioner, or the commissioner's designee, on a weekend, holiday 1139 or after normal business hours shall not be construed as a violation of 1140 this section if reasonable attempts are made by a person required to 1141 report under this subsection to reach the commissioner, or the 1142 commissioner's designee, as soon as practicable after the initial attempt. 1143 The initial report shall be followed up by a written report not later than 1144 five calendar days after the initial report was made. Any person required to report under this subsection who fails to make such report shall be fined not more than five hundred dollars. For purposes of this subsection, "reasonable manner" and "reasonable attempts" mean efforts that include, but are not limited to, efforts to reach the commissioner, or the commissioner's designee, by phone, in person or by electronic mail.

Sec. 24. Subdivision (13) of section 53a-65 of the 2024 supplement to
the general statutes is repealed and the following is substituted in lieu
thereof (*Effective July 1, 2024*):

1153 (13) "School employee" means: (A) A teacher, substitute teacher, 1154 school administrator, school superintendent, guidance counselor, 1155 school counselor, psychologist, social worker, nurse, physician, [school 1156 paraprofessional] paraeducator or coach employed by a local or regional 1157 board of education or a private elementary, middle or high school or 1158 working in a public or private elementary, middle or high school; or (B) 1159 any other person who, in the performance of his or her duties, has 1160 regular contact with students and who provides services to or on behalf 1161 of students enrolled in (i) a public elementary, middle or high school, 1162 pursuant to a contract with the local or regional board of education, or 1163 (ii) a private elementary, middle or high school, pursuant to a contract 1164 with the supervisory agent of such private school.

1165 Sec. 25. (Effective from passage) Not later than September 1, 2024, the 1166 Department of Education shall distribute the amount allocated to the 1167 department for paraeducator professional development for the fiscal 1168 year ending June 30, 2023, from the federal funds designated for the 1169 state pursuant to the provisions of Section 602 of Subtitle M of Title IX 1170 of the American Rescue Plan Act of 2021, P.L. 117-2, as amended from 1171 time to time, to each local or regional board of education, on a pro rata 1172 basis for the number of paraeducators employed by such board, to cover 1173 the cost of providing professional development and in-service training 1174 to paraeducators.

1175 Sec. 26. Section 203 of public act 23-204 is repealed and the following 1176 is substituted in lieu thereof (*Effective July 1, 2024*):

1177	(a)) As used in this section:
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1178 (1) "Health benefit plan" has the same meaning as provided in section
1179 <u>38a-1080 of the general statutes, and</u>

1180 (2) "Partnership plan" has the same meaning as provided in section 3-

1181 <u>123aaa of the general statutes.</u>

1182 (b) For the fiscal [year] years ending June 30, 2024, and June 30, 2025, the Comptroller shall establish a program to provide a subsidy, within 1183 1184 available appropriations, to each paraeducator who (1) opens a health 1185 savings account, pursuant to Section 223 of the Internal Revenue Code 1186 of 1986, or any subsequent corresponding internal revenue code of the 1187 United States, as amended from time to time, or is eligible for Medicare 1188 and enrolls in a high deductible health plan, and (2) is employed by a 1189 local or regional board of education. [, and (3) applies for such program 1190 in the form and manner prescribed by the Comptroller.] Such subsidy 1191 shall be in an amount up to a certain percentage, as specified by the 1192 Comptroller, of the [initial investment made by such paraeducator to 1193 open a health savings account, deductible for the health plan in which 1194 such paraeducator is enrolled, minus the amount of any employer 1195 contributions to a health savings account or health reimbursement 1196 account, and not exceeding an amount specified by the Comptroller. No 1197 paraeducator may receive more than one subsidy pursuant to this 1198 section. The Comptroller may work with the local or regional board of 1199 education that employs such paraeducator to distribute such subsidy.

1200 (c) For the fiscal year ending June 30, 2025, the Comptroller shall 1201 establish a program to provide a subsidy, from any funds appropriated 1202 for such purpose, to each local or regional board of education that 1203 provides coverage to paraeducators and their dependents under a 1204 health benefit plan or a partnership plan for such fiscal year or any 1205 portion thereof. Such subsidy shall be (1) in an amount not more than 1206 ten per cent of the aggregate premium cost, inclusive of the employee 1207 and employer shares, paid by such board of education for coverage 1208 under such health benefit plan or partnership plan, divided by the

1209	number of paraeducators employed by such board of education and
1210	enrolled in health coverage, and (2) used to offset the employee's share
1211	of such premium that is deducted from the payroll check of each
1212	paraeducator employed by such board of education during any pay
1213	period during such fiscal year. The provisions of this subsection shall
1214	not apply to a local or regional board of education that provides
1215	coverage under a high deductible health plan, as that term is used in
1216	subsection (f) of section 38a-520 of the general statutes.
1217	(d) Not later than October 1, 2024, each local and regional board of
1218	education shall report to the Comptroller information concerning the
1219	health benefit plan through which it provides coverage to employees.
1220	Such information shall include (1) the premium cost for coverage under
1221	such plan, (2) the level of coverage provided under such plan, (3) the
1222	number of employees covered under such plan, and (4) any other
1223	information requested by the Comptroller.
1224	(e) The Comptroller shall conduct a cost-benefit analysis of each local
1224	or regional board of education providing coverage for employees under
1225	<u>a partnership plan in lieu of the coverage provided by such board of</u>
1220	
1227	education under its current health benefit plan. Such analysis shall
1220	include, but need not be limited to, a comparison of the costs incurred by such board of education and its employees and the level of coverage
1229	
1230	provided under each plan. Not later than January 1, 2025, the
	<u>Comptroller shall submit a report, in accordance with the provisions of</u>
1232 1233	section 11-4a of the general statutes, to the joint standing committee of the Constal Assembly begins cognizance of matters relating to
	the General Assembly having cognizance of matters relating to
1234 1225	education and to each local or regional board of education on such cost-
1235	<u>benefit analysis.</u>
1236	Sec. 27. (NEW) (Effective July 1, 2024) Any collective bargaining
1237	agreement entered into, amended or extended on and after July 1, 2025,
1238	between a local or regional board of education and the representatives
1239	of the exclusive bargaining unit for paraeducators shall establish a
1240	minimum salary for a full-time paraeducator that is not less than forty-

1241 five thousand dollars annually.

1242 Sec. 28. (NEW) (Effective July 1, 2024) For the fiscal year ending June 1243 30, 2026, and annually thereafter, the Office of Policy and Management 1244 shall create an independent appropriation for the purposes of providing 1245 a paraeducator salary enhancement subsidy to local and regional boards 1246 of education. The office shall use the funds available in such 1247 independent appropriation to provide a subsidy to each local or 1248 regional board of education in an amount equal to the difference 1249 between the annual salary, as of July 1, 2024, of a paraeducator 1250 employed by such board on said date and the minimum salary required 1251 pursuant to section 27 of this act for each paraeducator employed by 1252 such board of education. Any such subsidy provided to a local or 1253 regional board of education under this section shall not be combined 1254 with any other state grant provided to local or regional boards of 1255 education under any provision of the general statutes.

1256 Sec. 29. Section 3-123*l* of the 2024 supplement to the general statutes 1257 is repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:					
Section 1	July 1, 2024	New section			
Sec. 2	July 1, 2024	10-66r(a)			
Sec. 3	July 1, 2024	10-74q			
Sec. 4	July 1, 2024	10-74r(b)			
Sec. 5	July 1, 2024	10-76d(a)(10)			
Sec. 6	July 1, 2024	10-145t(a)			
Sec. 7	July 1, 2024	10-155j			
Sec. 8	July 1, 2024	10-155k			
Sec. 9	July 1, 2024	10-156gg(a)(2)			
Sec. 10	July 1, 2024	10-212a			
Sec. 11	July 1, 2024	10-220a(a)			
Sec. 12	July 1, 2025	10-220a(a)			
Sec. 13	July 1, 2024	10-221o(b)			
Sec. 14	July 1, 2024	10-221u			
Sec. 15	July 1, 2024	10-222d(a)(8)			
Sec. 16	July 1, 2024	10-223e(d) to (g)			
Sec. 17	July 1, 2024	10-223j(a)(4)			
Sec. 18	July 1, 2024	10-236b(o)			

Sec. 19	July 1, 2025	10-236b(o)
Sec. 20	July 1, 2024	10-239e(a)
Sec. 21	July 1, 2024	17a-812(b)(1)
Sec. 22	July 1, 2024	31-51rr
Sec. 23	July 1, 2024	46a-11b(a)
Sec. 24	July 1, 2024	53a-65(13)
Sec. 25	from passage	New section
Sec. 26	July 1, 2024	PA 23-204, Sec. 203
Sec. 27	July 1, 2024	New section
Sec. 28	July 1, 2024	New section
Sec. 29	from passage	Repealer section

Statement of Purpose:

To (1) specify the duties and qualifications of paraeducators, (2) change references to "paraprofessional" to "paraeducator", (3) require the Department of Economic and Community Development to distribute ARPA funds allocated to the department for paraeducator professional development, (4) extend the health savings account subsidy program to the next fiscal year, (5) require the Comptroller to (A) establish a premium subsidy program for paraeducators who are covered by a health benefit plan that is not a high deductible health plan, and (B) conduct a cost-benefit analysis of boards of education providing coverage through a partnership plan, (6) establish a minimum salary for paraeducators, (7) require the Office of Policy and Management to pay the difference between the current and required minimum salary for paraeducators to purchase a qualified health plan through the Connecticut Health Insurance Exchange.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]