



Senate

General Assembly

File No. 52

February Session, 2002

Senate Bill No. 191

Senate, March 18, 2002

The Committee on Government Administration and Elections reported through SEN. FONFARA of the 1st Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING EASEMENTS GRANTED BY THE DEPARTMENT OF PUBLIC WORKS.

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

1 Section 1. Section 4b-22a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2002*):

3 Notwithstanding any provision of the general statutes, [to the
4 contrary,] the Commissioner of Public Works may (1) grant easements
5 with respect to land owned by the state [to a public service company,
6 as defined in section 16-1, the owner of a district heating and cooling
7 system, or a municipal water or sewer authority, in connection with a
8 Department of Public Works project,] subject to the approval of the
9 agency having supervision of the care and control of such land and the
10 State Properties Review Board, and (2) acquire easements with respect
11 to land not owned by the state in connection with a Department of
12 Public Works project, subject to the approval of the State Properties

13 Review Board. No easement granted under subdivision (1) of this
14 section shall be for the disposal or storage of radioactive or hazardous
15 waste materials. The commissioner shall provide notice of any
16 easement granted under [said] subdivision (1) of this section to the
17 chief executive official of the municipality, and the members of the
18 General Assembly representing the municipality, in which the land is
19 located.

This act shall take effect as follows:	
Section 1	<i>October 1, 2002</i>

GAE *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

OLR Bill Analysis

SB 191

AN ACT CONCERNING EASEMENTS GRANTED BY THE DEPARTMENT OF PUBLIC WORKS**SUMMARY:**

This bill expands the public works commissioner's authority to grant easements to state-owned land without changing the approval and notice process. It allows him to grant such an easement to anyone and at any time. Under current law, he can only grant an easement to state-owned land in connection with a public works project and then only to a public service company, owner of a district heating and cooling system, or municipal water or sewer authority.

The commissioner still has to get the approval of the state agency with care and control over the property and the State Properties Review Board before granting the easement. He must give notice of any easement he grants to the municipality where the property is located and to the members of the General Assembly who represent it.

EFFECTIVE DATE: October 1, 2002

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Report

Yea 16 Nay 0