



General Assembly

**Substitute Bill No. 5643**

February Session, 2004

\*        HB05643LM        042704        \*

**AN ACT CONCERNING A MARINE PROTECTION AREA AND THE  
RECOMMENDATIONS OF THE LONG ISLAND SOUND TASK FORCE.**

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

1       Section 1. (NEW) (*Effective October 1, 2004*) Not later than July 1,  
2       2006, the Commissioner of Environmental Protection shall adopt  
3       regulations, in accordance with the provisions of chapter 54 of the  
4       general statutes, to establish a marine protection area in Long Island  
5       Sound to protect the ecological, recreational, educational and aesthetic  
6       qualities of the sound. Such regulations shall include, but not be  
7       limited to, (1) the boundaries of such protection area, as described in  
8       terms of latitude and longitude, and (2) prohibitions of certain utility  
9       facilities that would damage, diminish, degrade, impair, destroy or  
10      otherwise harm such protection area.

11      Sec. 2. Section 18 of public act 03-140 is repealed and the following is  
12      substituted in lieu thereof (*Effective July 1, 2004*):

13      Not later than December 1, 2004, the Connecticut Energy Advisory  
14      Board shall develop infrastructure criteria guidelines for the evaluation  
15      process under subsection (f) of section 16a-7c, which guidelines shall  
16      be consistent with state environmental policy, state economic  
17      development policy, the state's policy regarding the restructuring of  
18      the electric industry, as set forth in section 16-244, and the findings in  
19      the comprehensive energy plan prepared pursuant to section 16a-7a,  
20      and shall include, but not be limited to, the following: (1)

21 Environmental preference standards; (2) efficiency standards,  
22 including, but not limited to, efficiency standards for transmission,  
23 generation and demand-side management; (3) generation preference  
24 standards; (4) electric capacity, use trends and forecasted resource  
25 needs; (5) natural gas capacity, use trends and forecasted resource  
26 needs; and (6) national and regional reliability criteria applicable to the  
27 regional bulk power grid, as determined in consultation with the  
28 regional independent system operator, as defined in section 16-1, as  
29 amended. In developing environmental preference standards, the  
30 board shall consider the recommendations and findings of the task  
31 force established pursuant to section 25-157a, as amended, and  
32 Executive Order Number 26 of Governor John G. Rowland.

33 Sec. 3. (*Effective from passage*) The Connecticut Energy Advisory  
34 Board established pursuant to section 16a-3 of the general statutes, as  
35 amended, shall identify any data or information in addition to the  
36 findings of the task force established pursuant to section 25-157a of the  
37 general statutes, as amended, and Executive Order Number 26 of  
38 Governor John G. Rowland that would enhance the capability of state  
39 agencies having cognizance of matters relating to Long Island Sound  
40 to plan for, manage and evaluate future proposed uses of, and  
41 encroachments into, Long Island Sound bottomlands. Not later than  
42 January 1, 2005, the board shall submit a report of its findings and any  
43 legislative recommendations, in accordance with section 11-4a of the  
44 general statutes, to the joint standing committee of the General  
45 Assembly having cognizance of matters relating to the environment.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>
Sec. 2	<i>July 1, 2004</i>
Sec. 3	<i>from passage</i>

**ENV**      *Joint Favorable Subst.*

**APP**      *Joint Favorable*

***ET***      *Joint Favorable*

***LM***      *Joint Favorable*