



General Assembly

Amendment

June Special Session, 2007

LCO No. 9750

HB0800109750HDO

Offered by:

REP. MERRILL, 54th Dist.

To: House Bill No. 8001

File No.

Cal. No.

"AN ACT CONCERNING THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2009, AND MAKING APPROPRIATIONS THEREFOR."

1 In line T2897, strike "Partnership for Strong Communities" and
2 insert in lieu thereof "Supportive Housing"

3 In line 125, strike "Partnership for Strong Communities" and insert
4 in lieu thereof "Supportive Housing"

5 In line 1481, strike "137" and insert in lieu thereof "136"

6 In lines 1484 and 1493, strike "annually" and insert in lieu thereof
7 "on or before the fifteenth day of June"

8 After the last section, add the following and renumber sections and
9 internal references accordingly:

10 "Sec. 501. Section 1 of house bill 6768 of the January 2007 session is
11 repealed and the following is substituted in lieu thereof (*Effective July*
12 *1, 2007*):

13 (a) Notwithstanding the provisions of chapter 439 and sections 22a-
14 430 and 22a-430b of the general statutes, the Commissioner of Public
15 Health shall, not later than December 31, 2008, and within available
16 appropriations, pursuant to section 19a-36 of the general statutes,
17 establish and define categories of discharge that constitute alternative
18 on-site sewage treatment systems with capacities of five thousand
19 gallons or less per day. After the establishment of such categories, said
20 commissioner shall have jurisdiction, within available appropriations,
21 to issue or deny permits and approvals for such systems and for all
22 discharges of domestic sewage to the groundwaters of the state from
23 such systems. Said commissioner shall, pursuant to section 19a-36 of
24 the general statutes and within available appropriations, establish
25 minimum requirements for alternative on-site sewage treatment
26 systems under said commissioner's jurisdiction, including, but not
27 limited to: (1) Requirements related to activities that may occur on the
28 property; (2) changes that may occur to the property or to buildings on
29 the property that may affect the installation or operation of such
30 systems; and (3) procedures for the issuance of permits or approvals
31 by said commissioner, a local director of health, or a sanitarian
32 licensed pursuant to chapter 395 of the general statutes. A permit or
33 approval granted by said commissioner, such local director of health
34 or such sanitarian for an alternative on-site sewage treatment system
35 pursuant to this section shall: (A) Not be inconsistent with the
36 requirements of the federal Water Pollution Control Act, 33 USC.
37 section 1251 et seq., the federal Safe Drinking Water Act, 42 USC.
38 section 300f et seq., and the standards of water quality adopted
39 pursuant to section 22a-426 of the general statutes, as such laws and
40 standards may be amended from time to time, (B) not be construed or
41 deemed to be an approval for any other purpose, including, but not
42 limited to, any planning and zoning or municipal inland wetlands and
43 watercourses requirement, and (C) be in lieu of a permit issued under
44 sections 22a-430 or 22a-430b of the general statutes. For purposes of
45 this section, "alternative on-site sewage treatment system" means a
46 sewage treatment system serving one or more buildings on a single
47 parcel of property that utilizes a method of treatment other than a

48 subsurface sewage disposal system and that involves a discharge of
49 domestic sewage to the groundwaters of the state.

50 (b) In establishing and defining categories of discharge that
51 constitute alternative on-site sewage treatment systems pursuant to
52 subsection (a) of this section, and in establishing minimum
53 requirements for such systems pursuant to section 19a-36 of the
54 general statutes, said commissioner shall consider all relevant factors,
55 including, but not limited to: (1) The impact that such systems or
56 discharges may have individually or cumulatively on public health
57 and the environment, (2) the impact that such systems and discharges
58 may have individually or cumulatively on land use patterns, and (3)
59 recommendations regarding responsible growth made to said
60 commissioner by the Secretary of the Office of Policy and Management
61 through the Office of Responsible Growth established by Executive
62 Order No. 15 of Governor M. Jodi Rell.

63 (c) The Commissioner of Environmental Protection shall retain
64 jurisdiction over any alternative on-site sewage treatment system not
65 under the jurisdiction of the Commissioner of Public Health. The
66 provisions of title 22a of the general statutes, shall apply to any such
67 system not under the jurisdiction of the Commissioner of Public
68 Health. The provisions of this section shall not affect any permit issued
69 by the Commissioner of Environmental Protection prior to the effective
70 date of this section and the provisions of title 22a of the general
71 statutes, shall continue to apply to any such permit until such permit
72 expires.

73 (d) A permit or approval denied by the Commissioner of Public
74 Health, a local director of health or a sanitarian pursuant to subsection
75 (a) of this section shall be subject to an appeal in the manner provided
76 in section 19a-229 of the general statutes."