



General Assembly

Amendment

January Session, 2007

LCO No. 9491

SB0134109491HDO

Offered by:

REP. LEONE, 148th Dist.

REP. STONE, 9th Dist.

To: Subst. Senate Bill No. **1341**

File No. 352

Cal. No. 679

(As Amended)

"AN ACT CONCERNING APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AND PROTECTING PUBLIC WATER SUPPLIES FROM CONTAMINATION."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective from passage*) (a) Any person who applies
4 to the Department of Public Health for authorization relating to the
5 repair or new construction of a subsurface sewage disposal system that
6 involves the waiver of the proximity requirement of a subsurface
7 sewage disposal system in relation to a private residential well, shall
8 notify all owners of abutting properties of such application by certified
9 mail, return receipt requested. The notice shall include a copy of the
10 application. A decision by the Department of Public Health concerning
11 such application shall constitute a final decision for purposes of section
12 4-183 of the general statutes.

13 (b) A decision approving such an application shall not be an
14 affirmative defense for the owner of the subsurface sewage disposal
15 system to any claim of liability for damages relating to contamination
16 caused by the proximity of a subsurface sewage disposal system to a
17 private residential well."