



General Assembly

**Amendment**

January Session, 2007

LCO No. 9425

\*SB0134109425HDO\*

Offered by:

REP. LEONE, 148<sup>th</sup> Dist.

REP. STONE, 9<sup>th</sup> 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) Whenever the  
4 Department of Public Health receives an application for authorization  
5 relating to the repair or new construction of a subsurface sewage  
6 disposal system that involves the proximity of a subsurface sewage  
7 disposal system to a private residential well, the department shall  
8 notify all owners of abutting properties of such application. The notice  
9 shall advise the property owners of the time, location and date of any  
10 hearing to be held on such application and advise the abutting  
11 property owners of their right to be heard at such hearing. A decision  
12 by the Department of Public Health concerning such application shall

13 constitute a final decision for purposes of section 4-183 of the general  
14 statutes.

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