



General Assembly

**Amendment**

*June Special Session, 2007*

LCO No. 9750

**\*HB0800109750HDO\***

Offered by:

REP. MERRILL, 54<sup>th</sup> 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11 repealed and the following is substituted in lieu thereof (*Effective July*  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."