



Senate

General Assembly

File No. 19

February Session, 2008

Substitute Senate Bill No. 127

Senate, March 12, 2008

The Committee on Environment reported through SEN. MEYER of the 12th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS' RECOMMENDATIONS FOR TECHNICAL REVISIONS TO THE ENVIRONMENTAL STATUTES.

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

1 Section 1. Subsection (a) of section 7-131g of the 2008 supplement to
2 the general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective from passage*):

4 (a) Subject to the provisions of sections 7-131d to 7-131k, inclusive,
5 the Commissioner of Environmental Protection may (1) where a
6 federal grant is also made, approve grants to municipalities in an
7 amount not to exceed one-half of the nonfederal share of open space
8 land acquisition or development costs, (2) where a federal
9 rehabilitation or innovation grant is made to a municipality under the
10 Urban Park and Recreation Recovery Act of 1978 (P.L. 95-625, 92 Stat.
11 3538), approve a grant to such municipality not to exceed fifteen per
12 cent of the total project cost of such development or rehabilitation and
13 (3) where a federal grant is not made, [may] approve grants to

14 municipalities in accordance with the provisions of this section.

15 Sec. 2. Subsection (b) of section 12-263m of the 2008 supplement to
16 the general statutes is repealed and the following is substituted in lieu
17 thereof (*Effective from passage*):

18 (b) There shall be paid to the Commissioner of Revenue Services by
19 each dry cleaning establishment [, as defined in this subsection,] a
20 surcharge of one per cent of its gross receipts at retail for any dry
21 cleaning service performed on or after January 1, 1995. Each such
22 establishment shall register with the Commissioner of Revenue
23 Services on forms prescribed by him. Each such establishment shall
24 submit a return quarterly to the Commissioner of Revenue Services,
25 applicable with respect to the calendar quarter beginning January 1,
26 1995, and each calendar quarter thereafter, on or before the last day of
27 the month immediately following the end of each such calendar
28 quarter, on a form prescribed by the commissioner, together with
29 payment of the quarterly surcharge determined and payable in
30 accordance with the provisions of this section. Whenever such
31 surcharge is not paid when due, a penalty of ten per cent of the
32 amount due or fifty dollars, whichever is greater, shall be imposed,
33 and such surcharge shall bear interest at the rate of one per cent per
34 month or fraction thereof until the same is paid. The Commissioner of
35 Revenue Services shall cause copies of a form prescribed for
36 submitting returns as required under this section to be distributed to
37 persons subject to the surcharge. Failure to receive such form shall not
38 be construed to relieve anyone subject to the surcharge under this
39 section from the obligations of submitting a return, together with
40 payment of such surcharge within the time required. The provisions of
41 sections 12-548 to 12-554, inclusive, and sections 12-555a and 12-555b
42 shall apply to the provisions of this section in the same manner and
43 with the same force and effect as if the language of said sections 12-548
44 to 12-554, inclusive, and sections 12-555a and 12-555b had been
45 incorporated in full into this section and had expressly referred to the
46 surcharge imposed under this section, except to the extent that any
47 such provision is inconsistent with a provision of this section and

48 except that the term "tax" shall be read as "dry cleaning establishment
49 surcharge". Any moneys received by the state pursuant to this section
50 shall be deposited into the account established pursuant to subsection
51 (c) of this section.

52 Sec. 3. Subsection (h) of section 12-263m of the 2008 supplement to
53 the general statutes is repealed and the following is substituted in lieu
54 thereof (*Effective from passage*):

55 (h) The Commissioner of Economic and Community Development
56 shall establish procedures for distribution of the grants and shall adopt
57 criteria to carry out the provisions of this section. Such criteria shall
58 specify (1) who may apply for grants; (2) how establishments, whether
59 owned or leased, will be determined to be eligible for grants; and (3)
60 the costs for which [a grant] grants may be made.

61 Sec. 4. Section 12-504e of the 2008 supplement to the general statutes
62 is repealed and the following is substituted in lieu thereof (*Effective*
63 *from passage*):

64 Any land which has been classified by the owner as farm land
65 pursuant to section 12-107c, [as] forest land pursuant to section 12-
66 107d, open space land pursuant to section 12-107e or maritime heritage
67 land pursuant to section 12-107g of the 2008 supplement to the general
68 statutes, if changed by him, within a period of ten years of his
69 acquisition of title, to use other than farm land, forest land, open space
70 land or maritime heritage land, shall be subject to said conveyance tax
71 as if there had been an actual conveyance by him, as provided in
72 sections 12-504a of the 2008 supplement to the general statutes and 12-
73 504b, at the time he makes such change in use. For the purposes of this
74 section: (1) The value of any such property shall be the fair market
75 value thereof as determined by the assessor in conjunction with the
76 most recent revaluation, and (2) the date used for purposes of
77 determining such tax shall be the date on which the use of such
78 property is changed, or the date on which the assessor becomes aware
79 of a change in use of such property, whichever occurs first.

80 Sec. 5. Subsection (b) of section 16-50j of the 2008 supplement to the
81 general statutes is repealed and the following is substituted in lieu
82 thereof (*Effective from passage*):

83 (b) Except for proceedings under chapter 445, this subsection and
84 subsection (c) of this section, the council shall consist of: (1) The
85 Commissioner of Environmental Protection, or his designee; (2) the
86 chairman, or his designee, of the Public Utilities Control Authority; (3)
87 one designee of the speaker of the House and one designee of the
88 president pro tempore of the Senate; and (4) five members of the
89 public, to be appointed by the Governor, at least two of whom shall be
90 experienced in the field of ecology, and not more than one of whom
91 shall have affiliation, past or present, with any utility or governmental
92 utility regulatory agency, or with any person owning, operating,
93 controlling, or presently contracting with respect to a facility, a
94 hazardous waste facility, as defined in section 22a-115, or an ash
95 residue disposal area.

96 Sec. 6. Section 16a-21a of the general statutes is repealed and the
97 following is substituted in lieu thereof (*Effective from passage*):

98 (a) The amount of sulfur content of the following fuels sold, offered
99 for sale, distributed or used in this state shall not exceed the following
100 percentages by weight: (1) For number two heating oil, three-tenths of
101 one per cent, and (2) for number two off-road diesel fuel, three-tenths
102 of one per cent.

103 (b) As of the date on which the last of the states of New York,
104 Massachusetts and Rhode Island [~~limit~~] limits the sulfur content of
105 number two heating oil to one thousand five hundred parts per
106 million, the sulfur content of number two heating oil sold, offered for
107 sale, distributed or used in this state shall not exceed one thousand five
108 hundred parts per million.

109 (c) As of the date on which the last of the states of New York,
110 Massachusetts and Rhode Island [~~limit~~] limits the sulfur content of
111 number two heating oil to one thousand two hundred fifty parts per

112 million, the sulfur content of number two heating oil sold, offered for
113 sale, distributed or used in this state shall not exceed one thousand two
114 hundred fifty parts per million.

115 (d) As of the date on which the last of the states of New York,
116 Massachusetts and Rhode Island [~~limit~~] limits the sulfur content of
117 number two heating oil to five hundred parts per million, the sulfur
118 content of number two heating oil sold, offered for sale, distributed or
119 used in this state shall not exceed five hundred parts per million.

120 (e) As of the date on which the last of the states of New York,
121 Massachusetts and Rhode Island [~~limit~~] limits the sulfur content of
122 number two off-road diesel fuel to five hundred parts per million, the
123 sulfur content of number two off-road diesel fuel offered for sale,
124 distributed or used in this state shall not exceed five hundred parts per
125 million.

126 (f) The Commissioner of Environmental Protection may suspend the
127 requirements of subsections (a) to (e), inclusive, of this section if the
128 commissioner finds that the physical availability of fuel which
129 complies with such requirements is inadequate to meet the needs of
130 residential, commercial or industrial users in this state and that such
131 inadequate physical availability constitutes an emergency provided
132 the commissioner shall specify in writing the period of time such
133 suspension shall be in effect.

134 Sec. 7. Subsection (a) of section 19a-35a of the 2008 supplement to
135 the general statutes is repealed and the following is substituted in lieu
136 thereof (*Effective from passage*):

137 (a) Notwithstanding the provisions of chapter 439 and sections 22a-
138 430 and 22a-430b, the Commissioner of Public Health shall, not later
139 than December 31, 2008, and within available appropriations, pursuant
140 to section 19a-36 of the 2008 supplement to the general statutes,
141 establish and define categories of discharge that constitute alternative
142 on-site sewage treatment systems with capacities of five thousand
143 gallons or less per day. After the establishment of such categories, said

144 commissioner shall have jurisdiction, within available appropriations,
145 to issue or deny permits and approvals for such systems and for all
146 discharges of domestic sewage to the groundwaters of the state from
147 such systems. Said commissioner shall, pursuant to section 19a-36 of
148 the 2008 supplement to the general statutes, and within available
149 [appropriatons] appropriations, establish minimum requirements for
150 alternative on-site sewage treatment systems under said
151 commissioner's jurisdiction, including, but not limited to: (1)
152 Requirements related to activities that may occur on the property; (2)
153 changes that may occur to the property or to buildings on the property
154 that may affect the installation or operation of such systems; and (3)
155 procedures for the issuance of permits or approvals by said
156 commissioner, a local director of health, or a sanitarian licensed
157 pursuant to chapter 395. A permit or approval granted by said
158 commissioner, such local director of health or such sanitarian for an
159 alternative on-site sewage treatment system pursuant to this section
160 shall: (A) Not be inconsistent with the requirements of the federal
161 Water Pollution Control Act, 33 [USC. section] USC 1251 et seq., the
162 federal Safe Drinking Water Act, 42 [USC. section] USC 300f et seq.,
163 and the standards of water quality adopted pursuant to section 22a-
164 426, as such laws and standards may be amended from time to time,
165 (B) not be construed or deemed to be an approval for any other
166 purpose, including, but not limited to, any planning and zoning or
167 municipal inland wetlands and watercourses requirement, and (C) be
168 in lieu of a permit issued under sections 22a-430 or 22a-430b. For
169 purposes of this section, "alternative on-site sewage treatment system"
170 means a sewage treatment system serving one or more buildings on a
171 single parcel of property that utilizes a method of treatment other than
172 a subsurface sewage disposal system and that involves a discharge of
173 domestic sewage to the groundwaters of the state.

174 Sec. 8. Subsection (d) of section 22-358 of the 2008 supplement to the
175 general statutes is repealed and the following is substituted in lieu
176 thereof (*Effective from passage*):

177 (d) Any dog, while actually worrying or pursuing deer, may be

178 killed by the Chief Animal Control Officer or an animal control officer
179 or by a conservation officer or special conservation officer appointed
180 by the Commissioner of Environmental Protection, or by any police
181 officer or state policeman. The owner or keeper of any dog found
182 worrying or pursuing a deer shall be fined not less than twenty-five
183 dollars [nor] or more than two hundred dollars or be imprisoned not
184 more than sixty days, or both.

185 Sec. 9. Subdivision (2) of subsection (d) of section 22a-6u of the
186 general statutes is repealed and the following is substituted in lieu
187 thereof (*Effective from passage*):

188 (2) The owner of the subject parcel [] shall notify the commissioner
189 in writing not later than ninety days after the time such owner
190 becomes aware that the contamination exists except that notification
191 will not be required if [not later than] by the end of said ninety days:
192 (A) The contaminated soil is remediated in accordance with
193 regulations adopted pursuant to section 22a-133k; (B) the
194 contaminated soil is inaccessible soil as that term is defined in
195 regulations adopted pursuant to section 22a-133k; or (C) the
196 contaminated soil which exceeds thirty times such criterion is treated
197 or disposed of in accordance with all applicable laws and regulations.

198 Sec. 10. Subsections (j) and (k) of section 22a-6u of the general
199 statutes are repealed and the following is substituted in lieu thereof
200 (*Effective from passage*):

201 (j) All notices, oral or written, provided under this section shall
202 include the nature of the contamination or condition, the address of the
203 property where the contamination or condition is located, the location
204 of such contamination or condition, any property known to be affected
205 by such contamination or condition, any steps being taken to abate,
206 remediate or monitor such contamination or condition, and the name
207 and address of the person making such notification. Written
208 notification shall be clearly marked as notification required by this
209 section and shall be either personally delivered to the Water
210 Management Bureau of the Department of Environmental Protection

211 or sent by certified mail, return receipt requested, to the Water
212 Management Bureau of the Department of Environmental Protection.

213 (k) The commissioner shall provide written acknowledgment of
214 receipt of a written notice pursuant to this section not later than ten
215 days [of] after receipt of such notice. Such acknowledgment shall be
216 accompanied by (1) a statement that the owner of the parcel has up to
217 ninety days within which to submit to the commissioner a plan to
218 remediate or abate the contamination or condition. If such plan is not
219 submitted or is not approved by the commissioner, the commissioner
220 shall prescribe the action to be taken, or (2) a directive as to action
221 required to remediate or abate the contamination or condition. If a
222 plan is submitted which details actions to be taken, or a report is
223 submitted which details actions taken, to mitigate the contamination or
224 conditions such that notice under this section would not be required,
225 and such plan or report is acceptable to the commissioner, the
226 commissioner shall approve such plan or report in writing. When
227 actions implementing an approved plan are completed, the
228 commissioner shall issue a certificate of compliance.

229 Sec. 11. Subsection (a) of section 22a-59 of the 2008 supplement to
230 the general statutes is repealed and the following is substituted in lieu
231 thereof (*Effective from passage*):

232 (a) For purposes of enforcing the provisions of this chapter, sections
233 10-231b of the 2008 supplement to the general statutes, 10-231c [,] and
234 10-231d, subsection (a) of section 23-61a and sections 23-61b and 23-
235 61f, the commissioner may designate, within available appropriations,
236 officers or employees who may enter at reasonable times, any
237 establishment or other place where pesticides or devices are being or
238 have been used, or where pesticides or devices are held for use,
239 distribution or sale in order to: (1) Observe the application of
240 pesticides; (2) determine if the applicator is or should be certified; (3)
241 determine if the applicator has obtained a proper permit to apply
242 restricted use pesticides; (4) inspect equipment or devices used to
243 apply pesticides; (5) inspect or investigate the validity of damage

244 claims; (6) inspect or obtain samples in any place where pesticides or
245 devices have been used or are held for use, storage, distribution or
246 sale; (7) obtain samples of any pesticides or devices packaged, labeled
247 and released for shipment and samples of any containers or labeling
248 for such pesticides or devices; [] and (8) obtain samples of any
249 pesticides or devices that have been used; and obtain samples of any
250 containers or labeling for such pesticides or devices. Before
251 undertaking such inspection, the officers or employees shall present to
252 the owner, operator [] or agent in charge of the establishment or other
253 place where pesticides or devices are held for distribution or sale,
254 appropriate credentials and a written statement as to the reason for the
255 inspection, including a statement as to whether a violation of the law is
256 suspected. If no violation is suspected, an alternate and sufficient
257 reason shall be given in writing. Each such inspection shall be
258 commenced and completed with reasonable promptness. If the officer
259 or employee obtains any samples, prior to leaving the premises, he
260 shall give to the owner, operator [] or agent in charge a receipt
261 describing the samples obtained and, if requested, a portion of each
262 such sample equal in volume or weight to the portion retained. If an
263 analysis is made of such samples, the laboratories of the Connecticut
264 Agricultural Experiment Station may be used and a copy of the results
265 of such analysis shall be furnished promptly to the owner, operator []
266 or [agents] agent in charge and the commissioner.

267 Sec. 12. Subdivision (16) of subsection (b) of section 22a-61 of the
268 2008 supplement to the general statutes is repealed and the following
269 is substituted in lieu thereof (*Effective from passage*):

270 (16) To use any pesticide in tests on human beings unless such
271 human beings [(i)] (A) are fully informed of the nature and purposes of
272 the test and of any physical and mental health consequences which are
273 reasonably foreseeable, therefrom, and [(ii)] (B) freely volunteer to
274 participate in the test.

275 Sec. 13. Section 22a-63 of the 2008 supplement to the general statutes
276 is repealed and the following is substituted in lieu thereof (*Effective*

277 *from passage):*

278 (a) Any registrant, commercial applicator, uncertified person who
279 performs or advertises or solicits to perform commercial application,
280 wholesaler, dealer, retailer or other distributor who knowingly violates
281 any provision of this chapter, section 10-231b of the 2008 supplement
282 to the general statutes, 10-231c [.] or 10-231d, subsection (a) of section
283 23-61a or section 23-61b, shall be fined not more than five thousand
284 dollars, or imprisoned for not more than one year, or both.

285 (b) Any private applicator or other person, not included in
286 subsection (a) of this section, who knowingly violates any provision of
287 this chapter, section 10-231b of the 2008 supplement to the general
288 statutes, 10-231c [.] or 10-231d, subsection (a) of section 23-61a or
289 section 23-61b, shall be fined not more than one thousand dollars, or
290 imprisoned for not more than thirty days, or both.

291 (c) Any person who, with intent to defraud, uses or reveals
292 information relative to formulas of products acquired under the
293 authority of this chapter, shall be fined not more than ten thousand
294 dollars, or imprisoned for not more than one year, or both.

295 (d) When construing and enforcing the provisions of this chapter,
296 sections 10-231b of the 2008 supplement to the general statutes, 10-231c
297 [.] and 10-231d, subsection (a) of section 23-61a and sections 23-61b and
298 23-61f, the action, omission or failure to act of any officer, agent or
299 other person acting for or employed by any person shall in every case
300 be also deemed to be the action, omission or failure to act of such
301 person as well as that of the person employed.

302 (e) Any person who violates any provision of this chapter, section
303 10-231b of the 2008 supplement to the general statutes, 10-231c or 10-
304 231d, may be assessed a civil penalty of not more than two thousand
305 five hundred dollars per day for each day such violation continues.
306 The Attorney General, upon complaint of the commissioner, shall
307 institute a civil action to recover such penalty in the superior court for
308 the judicial district of Hartford. All actions brought by the Attorney

309 General shall have precedence in the order of trial as provided in
310 section 52-191.

311 (f) Any person who is not certified as a commercial applicator who
312 performs or advertises or solicits to perform commercial application of
313 a pesticide, or any person possessing an operational certificate for
314 commercial application under section 22a-54 who performs or
315 advertises or solicits to perform any activity requiring a supervisory
316 certificate for commercial application shall be assessed a civil penalty
317 in an amount not less than one thousand dollars or more than two
318 thousand dollars for each day such violation continues. For any
319 subsequent violation, such penalty shall be not more than five
320 thousand dollars. The Attorney General, upon complaint of the
321 commissioner, may institute a civil action to recover such penalty in
322 the superior court for the judicial district of Hartford. Any penalties
323 collected under this subsection shall be deposited in the
324 Environmental Quality Fund established under section 22a-27g of the
325 2008 supplement to the general statutes and shall be used by the
326 commissioner to carry out the purposes of this section.

327 Sec. 14. Subsections (a) and (b) of section 22a-133u of the 2008
328 supplement to the general statutes are repealed and the following is
329 substituted in lieu thereof (*Effective from passage*):

330 (a) The Commissioner of Environmental Protection may use any
331 funds in the Special Contaminated Property Remediation and
332 Insurance Fund established in section 22a-133t other than any funds
333 which are necessary to carry out any other responsibility of said
334 commissioner under this section, for (1) removal or mitigation of a
335 spill, as defined in section 22a-452c, upon or into land or waters of the
336 state if the owner of the property associated with such spill is found to
337 be an innocent landowner, as defined in section 22a-452d, and for
338 administrative costs related to such removal or mitigation, or (2)
339 administrative costs related to the remediation of a property for which
340 a loan was made under subsection (b) of this section provided not
341 more than five thousand dollars shall be disbursed from the fund for

342 such purpose. Said commissioner may use any funds received in
343 connection with the issuance of a covenant not to sue or a settlement
344 by said commissioner of a claim related to contaminated real property,
345 or any funds received pursuant to section 22a-16a, for removal or
346 mitigation of a spill, as defined in section 22a-452c, for which the
347 owner of the property associated with such spill would be liable except
348 for a covenant not to sue entered into pursuant to sections 22a-133aa or
349 22a-133bb and for administrative costs related to such removal or
350 mitigation. Said commissioner may use any funds received pursuant to
351 section 22a-134e and subsection (c) of section 22a-133aa, for expenses
352 related to the administration of sections 22a-134 to 22a-134e, inclusive,
353 as amended by this act, and for expenses related to administration of
354 sections 22a-133x, 22a-133y, 22a-133aa and 22a-133bb.

355 (b) The Commissioner of Economic and Community Development
356 [] may use any funds deposited into the Special Contaminated
357 Property Remediation and Insurance Fund pursuant to section 3 of
358 public act 96-250* for (1) loans to municipalities, individuals or firms
359 for Phase II environmental site assessments, Phase III investigations of
360 real property or for any costs of demolition, including related lead and
361 asbestos removal or abatement costs or costs related to the remediation
362 of environmental pollution, undertaken to prepare contaminated real
363 property for development subsequent to any Phase III investigation,
364 and (2) expenses related to administration of this subsection provided
365 such expenses may not exceed one hundred twenty-five thousand
366 dollars per year.

367 Sec. 15. Subparagraph (L) of subdivision (1) of section 22a-134 of the
368 2008 supplement to the general statutes is repealed and the following
369 is substituted in lieu thereof (*Effective from passage*):

370 (L) Conveyance of an interest in an establishment to a trustee of an
371 inter vivos trust created by the transferor solely for the benefit of one
372 or more [sibling, spouse, child, parent, grandchild, child] siblings,
373 spouses, children, parents, grandchildren, children of a sibling or
374 [sibling] siblings of a parent of the transferor.

375 Sec. 16. Subparagraph (V) of subdivision (1) of section 22a-134 of the
376 2008 supplement to the general statutes is repealed and the following
377 is substituted in lieu thereof (*Effective from passage*):

378 (V) Conveyance of any real property or business operation that
379 would qualify as an establishment solely as a result of (i) the
380 generation of more than one hundred kilograms of universal waste in
381 a calendar month, (ii) the storage, handling or transportation of
382 universal waste generated at a different location, or (iii) activities
383 undertaken at a universal waste transfer facility, provided any such
384 real property or business operation does not otherwise qualify as an
385 establishment; [, that] there has been no discharge, spillage,
386 uncontrolled loss, seepage or filtration of a universal waste or a
387 constituent of universal waste that is a hazardous substance at or from
388 such real property or business operation; and [that] universal waste is
389 not also recycled, treated, except for treatment of a universal waste
390 pursuant to 40 CFR 273.13(a)(2) or (c)(2) or 40 CFR 273.33 (a)(2) or
391 (c)(2), or disposed of at such real property or business operation.

392 Sec. 17. Subsections (g) and (h) of section 22a-134a of the 2008
393 supplement to the general statutes are repealed and the following is
394 substituted in lieu thereof (*Effective from passage*):

395 (g) (1) Except as provided in subsection (h) of this section, the
396 certifying party to a Form III or Form IV shall, [on or before] not later
397 than seventy-five days after the receipt of the notice that such form is
398 complete or such later date as may be approved in writing by the
399 commissioner, submit a schedule for the investigation of the parcel
400 and remediation of the establishment. Such schedule shall, unless a
401 later date is specified in writing by the commissioner, provide that the
402 investigation shall be completed within two years of the date of receipt
403 of such notice and that remediation shall be initiated [within] not later
404 than three years [of] after the date of receipt of such notice. The
405 schedule shall also include a schedule for providing public notice of
406 the remediation prior to the initiation of such remediation in
407 accordance with subsection (i) of this section. Not later than two years

408 after the date of the receipt of the notice that the Form III or Form IV is
409 complete, unless the commissioner has specified a later day, in writing,
410 the certifying party shall submit to the commissioner documentation,
411 approved in writing by a licensed environmental professional and in a
412 form prescribed by the commissioner, that the investigation has been
413 completed in accordance with prevailing standards and guidelines.
414 Not later than three years after the date of the receipt of the notice that
415 the Form III or Form IV is complete, unless the commissioner has
416 specified a later day in writing, the certifying party shall notify the
417 commissioner in a form prescribed by the commissioner that the
418 remediation has been initiated, and shall submit to the commissioner a
419 remedial action plan approved in writing by a licensed environmental
420 professional in a form prescribed by the commissioner.
421 Notwithstanding any other provision of this section, the commissioner
422 may determine at any time that the commissioner's review and written
423 approval is necessary and in such case shall notify the certifying party
424 that the commissioner's review and written approval is necessary.
425 Such certifying party shall investigate the parcel and remediate the
426 establishment in accordance with the proposed schedule or the
427 schedule specified by the commissioner. When remediation of the
428 entire establishment is complete, the certifying party shall submit to
429 the commissioner a final verification by a licensed environmental
430 professional. Any such final verification may include and rely upon a
431 verification for a portion of the establishment submitted pursuant to
432 subdivision (2) of this subsection. Verifications shall be submitted on a
433 form prescribed by the commissioner.

434 (2) If a certifying party completes the remediation for a portion of an
435 establishment, such party may submit a verification by a licensed
436 environmental professional for any such portion of an establishment.
437 The certifying party shall be deemed to have satisfied the requirements
438 of this subsection for that portion of the establishment covered by any
439 such verification. If any portion of an establishment for which a
440 verification is submitted pursuant to this subdivision is transferred [,]
441 or conveyed or undergoes a change in ownership before remediation
442 of the entire establishment is complete that would not otherwise be

443 subject to the provisions of sections 22a-134 to 22a-134e, inclusive,
444 [then] as amended by this act, the certifying party shall provide notice
445 to the commissioner of such transfer, conveyance or change in
446 ownership not later than thirty days [of] after any such transfer,
447 conveyance or change in ownership.

448 (3) (A) The commissioner may conduct an audit of any verification
449 submitted pursuant to this section, but shall not conduct an audit of a
450 final verification of an entire establishment submitted pursuant to
451 subdivision (1) of this subsection after three years have passed since
452 the date of the commissioner's receipt of such final verification unless
453 an exception listed in subparagraph (C) of subdivision (3) of this
454 subsection applies. Upon completion of an audit, the commissioner
455 shall send written audit findings to the certifying party and the
456 licensed environmental professional who verified. The three-year time
457 frame for an audit of a final verification of an entire establishment shall
458 apply to such final verifications received by the commissioner after
459 October 1, 2007.

460 (B) The commissioner may request additional information during an
461 audit. If such information has not been provided to the commissioner
462 within ninety days of the commissioner's request for such information
463 or any longer time as the commissioner may determine in writing, the
464 commissioner may either (i) suspend the audit, which for a final
465 verification shall suspend the running of the three-year audit time
466 frame until such time as the commissioner receives all the information
467 requested, or (ii) complete the audit based upon the information
468 provided in the verification before the request for additional
469 information.

470 (C) The commissioner shall not conduct an audit of a final
471 verification of an entire establishment after three years from receipt of
472 such verification pursuant to this subdivision unless (i) the
473 commissioner has reason to believe that a verification was obtained
474 through the submittal of materially inaccurate or erroneous
475 information, or otherwise misleading information material to the

476 verification or that misrepresentations were made in connection with
477 the submittal of the verification, (ii) a verification is submitted
478 pursuant to an order of the commissioner pursuant to subdivision (j) of
479 section 22a-134a, (iii) any post-verification monitoring, or operations
480 and maintenance, is required as part of a verification and which has
481 not been done, (iv) a verification that relies upon an environmental
482 land use restriction was not recorded on the land records of the
483 municipality in which such land is located in accordance with section
484 22a-133o and applicable regulations, (v) the commissioner determines
485 that there has been a violation of sections 22a-134 to 22a-134e, as
486 amended by this act, or (vi) the commissioner determines that
487 information exists indicating that the remediation may have failed to
488 prevent a substantial threat to public health or the environment.

489 (h) (1) If the commissioner notifies the certifying party to a Form III
490 or Form IV that the commissioner's review and written approval of the
491 investigation of the parcel and remediation of the establishment is
492 required, such certifying party shall, [on or before] not later than thirty
493 days [of] after the receipt of such notice or such later date as may be
494 approved in writing by the commissioner, submit for the
495 commissioner's review and written approval a proposed schedule for:
496 (A) Investigating the parcel and remediating the establishment; (B)
497 submitting to the commissioner scopes of work, technical plans,
498 technical reports and progress reports related to such investigation and
499 remediation; and (C) providing public notice of the remediation prior
500 to the initiation of such remediation in accordance with subsection (i)
501 of this section. Upon the commissioner's approval of such schedule,
502 such certifying party shall, in accordance with the approved schedule,
503 submit scopes of work, technical plans, technical reports and progress
504 reports to the commissioner for the commissioner's review and written
505 approval. Such certifying party shall perform all actions identified in
506 the approved scopes of work, technical plans, technical reports and
507 progress reports in accordance with the approved schedule. The
508 commissioner may approve in writing any modification proposed in
509 writing by such certifying party to such schedule or investigation and
510 remediation. The commissioner may, at any time, notify such

511 certifying party in writing that the commissioner's review and written
512 approval is not required and that a licensed environmental
513 professional may verify that the remediation has been performed in
514 accordance with the remediation standards.

515 (2) A certifying party may complete the remediation of a portion of
516 an establishment and request that the commissioner determine that the
517 requirements of this subsection have been satisfied for any such
518 portion of the establishment. If the commissioner determines that any
519 such remediation is complete, the certifying party shall be deemed to
520 have satisfied the requirements of this subsection for any such portion
521 of an establishment. Any determination by the commissioner that
522 remediation at the entire establishment has been completed may
523 include and rely upon any determination made pursuant to this
524 subdivision that remediation is complete at a portion of an
525 establishment. If any portion of an establishment for which the
526 commissioner determines that remediation is complete pursuant to
527 this subdivision is transferred [] or conveyed or undergoes a change in
528 ownership before remediation of the entire establishment is complete
529 that would not otherwise be subject to the provisions of sections 22a-
530 134 to 22a-134e, inclusive, [then] as amended by this act, the certifying
531 party shall provide notice to the commissioner of such transfer,
532 conveyance or change in ownership not later than thirty days [of] after
533 any such transfer, conveyance or change in ownership.

534 Sec. 18. Subsections (b) and (c) of section 22a-199 of the general
535 statutes are repealed and the following is substituted in lieu thereof
536 (*Effective from passage*):

537 (b) (1) On and after July 1, 2008, the owner or operator of an affected
538 unit or units shall: [(1)] (A) Meet an emissions rate of equal to or less
539 than 0.6 pounds of mercury per TBtu, or [(2)] (B) meet a mercury
540 emissions rate equal to a ninety per cent reduction of mercury from the
541 measured inlet conditions for the affected unit, whichever emissions
542 rate is more readily achievable by such affected unit, as determined by
543 the owner or operator of such affected unit. Compliance with the

544 requirements of this subdivision shall be demonstrated in accordance
545 with the provisions of subdivision (3) of this subsection.

546 (2) (A) If the owner or operator of any affected unit properly installs
547 and operates control technology designed to achieve the mercury
548 emissions rate requirement of subdivision (1) of this subsection and
549 such technology fails to achieve said emission rate, such owner or
550 operator shall notify the Commissioner of Environmental Protection of
551 such failure no later than February 1, 2009. Such owner or operator
552 shall submit each quarterly stack test from such affected unit to the
553 Commissioner of Environmental Protection for evaluation and
554 establishment of an alternative emissions limit for such affected unit
555 based upon the optimized performance of such properly installed and
556 operated control technology. The Commissioner of Environmental
557 Protection shall establish an alternative emissions limit for any such
558 affected unit no later than April 1, 2010.

559 (B) Upon the establishment of an alternative emissions limit for an
560 affected unit, pursuant to subparagraph (A) of this subdivision, the
561 Commissioner of Environmental Protection shall incorporate such
562 alternative emissions limit into the Title V permit for such affected
563 unit. Thereafter, upon any application for renewal of such Title V
564 permit, the Commissioner of Environmental Protection shall conduct a
565 review of such affected unit's alternative emissions limit and may
566 impose a more stringent alternative emissions limit based upon any
567 new data regarding the demonstrated control capabilities of the type of
568 control technology installed and operated at such affected unit.

569 (C) If the owner or operator of any affected unit properly installs
570 and operates control technology designed to achieve the mercury
571 emissions rate requirement established in subdivision (1) of this
572 subsection, but such technology fails to achieve such emissions
573 requirement, and such owner or operator notifies the Commissioner of
574 Environmental Protection of such failure no later than February 1,
575 2009, the owner or operator of such affected unit shall demonstrate
576 compliance with the requirements of subdivision (1) of this subsection

577 for the period beginning July 1, 2008, and ending on the date of the
578 issuance of an alternative emissions limit, pursuant to subparagraph
579 (A) of this subdivision, by operating and maintaining such affected
580 unit, including any associated air pollution control equipment, in a
581 manner consistent with good air pollution control practices for the
582 minimization of mercury emissions, as determined by the
583 Commissioner of Environmental Protection. In determining whether
584 the owner or operator of such affected unit is operating and
585 maintaining such affected unit in a manner consistent with good air
586 pollution control practices for the minimization of mercury emissions,
587 the Commissioner of Environmental Protection may review the
588 emissions monitoring results and operating and maintenance
589 procedures of such unit and may inspect such affected unit.

590 (3) (A) Any stack test used to demonstrate compliance with the
591 mercury emissions rate requirements of subdivision (1) of this
592 subsection or used in the establishment or compliance with an
593 alternative emissions limit pursuant to subdivision (2) of this
594 subsection, shall be based on the average of the stack tests conducted
595 during the two most recent calendar quarters for an affected unit and
596 shall be conducted on a calendar quarter basis in accordance with the
597 Environmental Protection Agency's Method 29 for the determination
598 of metal emissions from stationary sources, as set forth in 40 CFR 60,
599 Appendix A, as amended from time to time, or any other alternative
600 method approved by the Environmental Protection Agency or the
601 Commissioner of Environmental Protection. Such stack tests shall be
602 conducted while combusting coal or coal blends that are representative
603 of the coal or coal blends combusted at such affected unit during the
604 calendar quarter represented by such stack test.

605 (B) If the Commissioner of Environmental Protection determines
606 that continuous emission monitors for mercury in flue gases are
607 commercially available and can perform in accordance with National
608 Institute of Technology Standards, or other methodology approved by
609 the Environmental Protection Agency, the owner or operator of any
610 affected unit shall properly install and operate such continuous

611 emission monitors and shall not be required to conduct stack testing
612 on a calendar quarter basis. When reporting compliance with the
613 mercury emissions rate requirement of subdivision (1) or (2) of this
614 subsection, as applicable, the owner or operator of an affected unit
615 shall use an average of the continuous emission monitor data recorded
616 at such affected unit during the most recent calendar quarter.

617 (4) The owner or operator of any affected unit shall, for each
618 calendar quarter, report to the Commissioner of Environmental
619 Protection the results of any stack test or average of the continuous
620 emission monitor data, as applicable, used to demonstrate compliance
621 with the provisions of this subsection. Such reports shall be submitted
622 on such forms as may be prescribed by the Commissioner of
623 Environmental Protection.

624 (5) The provisions of this subsection, when implemented by the
625 Commissioner of Environmental Protection, shall not suspend any
626 underlying procedures or requirements as set forth in the regulations
627 of Connecticut state agencies.

628 (c) On or before July 1, 2012, the Commissioner of Environmental
629 Protection shall conduct a review of the mercury emission limits
630 applicable to all affected units in the state. On or after July 1, 2012, the
631 Commissioner of Environmental Protection may adopt regulations, in
632 accordance with the provisions of chapter 54, imposing mercury
633 emission limits that are more stringent than such emissions
634 requirements provided for in [subdivision (1) or (2)] subparagraph (A)
635 or (B) of subdivision (1) of subsection (b) of this section.

636 Sec. 19. Section 22a-201 of the 2008 supplement to the general
637 statutes is repealed and the following is substituted in lieu thereof
638 (*Effective from passage*):

639 As used in sections 22a-201a to 22a-201c, inclusive:

640 (1) "Motor vehicle" means motor vehicle, as defined in section 14-1
641 of the 2008 supplement to the general statutes, except that for purposes

642 of this section, [motor vehicle] "motor vehicle" is limited to vehicles
643 with gross vehicle weight rating, as defined in section 14-1 of the 2008
644 supplement to the general statutes, of ten thousand pounds or less,
645 and does not include any motorcycle; and

646 (2) "Greenhouse gas" means greenhouse gas, as defined in section
647 22a-200.

648 Sec. 20. Subsection (a) of section 22a-201c of the general statutes is
649 repealed and the following is substituted in lieu thereof (*Effective from*
650 *passage*):

651 (a) On and after January 1, 2007, the Commissioner of Motor
652 Vehicles shall charge a fee of five dollars, in addition to any other fees
653 required for [such] registration, for each new motor vehicle. Said fee
654 may be identified as the "greenhouse gas reduction fee" on any
655 registration form, or combined with the fee specified by subdivision (3)
656 of subsection (k) of section 14-164c. All receipts from the payment of
657 such fee shall be deposited into the federal Clean Air Act account
658 established pursuant to section 14-49b.

659 Sec. 21. Subsections (b) to (d), inclusive, of section 22a-208a of the
660 general statutes are repealed and the following is substituted in lieu
661 thereof (*Effective from passage*):

662 (b) No person or municipality shall establish, construct or operate a
663 solid waste facility without a permit issued by the commissioner under
664 this section. An application for such permit shall be submitted on a
665 form prescribed by the commissioner, include such information as the
666 commissioner may require, including, but not limited to, a closure plan
667 for such facility, and be accompanied by a fee prescribed in regulations
668 adopted in accordance with chapter 54. Notwithstanding any
669 provision of the general statutes or any regulation adopted pursuant to
670 said statutes, references to a permit to construct or a permit to operate
671 in a regulation adopted pursuant to section 22a-209 shall be deemed to
672 mean a permit as required by this subsection. The applicant shall send
673 a written notification of any application for such permit to the chief

674 elected official of each municipality in which the proposed facility is to
675 be located, within five business days of the date on which any such
676 application is filed.

677 (c) Upon written notice from the commissioner and in accordance
678 with a schedule specified by the commissioner in such written notice,
679 any person or municipality [who] that owns an unpermitted solid
680 waste disposal area shall (1) submit a closure plan for the
681 commissioner's review and written approval, provide public notice of
682 such proposed plan in a manner prescribed by regulations adopted
683 pursuant to section 22a-133k and close and maintain such area after
684 closure in accordance with the approved closure plan, or (2) remediate
685 such disposal area in accordance with a remediation plan approved by
686 the commissioner or verified by a licensed environmental professional
687 pursuant to section 22a-134a [22a-134x] of the 2008 supplement to the
688 general statutes, 22a-133x of the 2008 supplement to the general
689 statutes or 22a-133y or pursuant to an order of the commissioner. A fee
690 of three thousand dollars shall accompany any closure plan submitted
691 pursuant to this subsection. The commissioner may require the owner
692 of a solid waste disposal area to post sufficient performance bond or
693 other security to ensure compliance with the approved closure plan.
694 The commissioner may approve a modification to a closure plan for a
695 solid waste disposal area. A fee of five hundred dollars shall
696 accompany the request for such modification. The commissioner may
697 reduce or waive the fees required by this subsection in cases of
698 financial hardship and may modify such fees in regulations adopted in
699 accordance with chapter 54. The commissioner may require a person
700 or municipality to provide public notice of a proposed modification of
701 a closure plan if the modification involves any activity that would
702 disrupt the solid waste or change the use of the solid waste disposal
703 area. Notwithstanding the provisions of this subsection, the
704 commissioner may order a person or municipality [who] that
705 establishes or constructs a solid waste disposal area without first
706 obtaining a permit as required by subsection (b) of this section to
707 remove any solid waste disposed at such area, to remediate any
708 pollution caused by such waste, and to properly dispose of such waste

709 at a lawfully operated solid waste facility.

710 (d) (1) No person or municipality [who] that holds a permit issued
711 under this section shall alter the design or method of operation of the
712 permitted facility without first obtaining a modified permit. For the
713 purposes of this section and sections 22a-208, 22a-208b, 22a-220a, 22a-
714 225 and 22a-226, "alter" means to change to any substantive degree the
715 design, capacity, volume process or operation of a solid waste facility
716 and includes, but is not limited to, changes in the approved capacity or
717 composition of solid waste disposed of, processed, reduced, stored or
718 recycled at the facility. The commissioner may approve, in writing, a
719 modification of a closure plan for a closed permitted solid waste
720 disposal area without modifying the permit for such area. The
721 commissioner may require a person who, or a municipality that,
722 requests such modification to provide public notice of a proposed
723 modification of a closure plan if the modification involves any activity
724 that would disrupt the solid waste or change the use of the solid waste
725 disposal area. A fee of five hundred dollars shall accompany any
726 request for such modification of a closure plan. The commissioner may
727 reduce or waive such fee in cases of financial hardship and may
728 modify such fee in accordance with regulations adopted in accordance
729 with chapter 54.

730 (2) Changes in design, processes or operations, including the
731 addition of thermal oxidizers or other air pollution control equipment,
732 made to mitigate, correct or abate odors from a solid waste facility that
733 is owned or operated by the Connecticut Resources Recovery
734 Authority and that contracts with more than fifty municipalities, shall
735 not be considered an alteration requiring a modified permit or minor
736 permit amendment under this chapter. In addition, notwithstanding
737 any provision of the general statutes or regulation adopted pursuant to
738 said statutes, any such change shall not be considered a modification
739 or new stationary source requiring a permit to construct or operate
740 under chapter 446c or under any regulation adopted pursuant to
741 chapter 446c, unless such change is a major modification or a major
742 stationary source requiring a permit under the federal Clean Air Act

743 Amendments of 1990. Any person making any such change to an odor
744 control system at such a facility shall, not more than thirty days after
745 making such change, submit a written report to the commissioner fully
746 describing the changes made and the reason for such changes for the
747 commissioner's review and comment. Nothing in this subdivision shall
748 affect the commissioner's authority to take any other action to enforce
749 the requirements of this title.

750 Sec. 22. Subdivisions (3) to (5), inclusive, of section 22a-255j of the
751 general statutes are repealed and the following is substituted in lieu
752 thereof (*Effective from passage*):

753 (3) A package or packaging component to which lead, cadmium,
754 mercury or hexavalent chromium [have] has been added in the
755 manufacturing or distribution process in order to comply with health
756 or safety requirements of federal law, provided the manufacturer of
757 such a package or packaging component has demonstrated to the
758 commissioner that such package or packaging component is entitled to
759 an exemption under this subdivision and the commissioner grants
760 such exemption. The exemption shall be effective for up to two years
761 and may be extended if circumstances warrant an extension. An
762 extension may be granted for up to two years;

763 (4) Any alcoholic liquor bottled prior to October 1, 1992;

764 (5) A package or packaging component to which lead, cadmium,
765 mercury or hexavalent chromium [have] has been added in the
766 manufacturing, forming, printing or distribution process for which
767 there is no feasible alternative to the use of lead, cadmium, mercury or
768 hexavalent chromium provided the manufacturer of such a package or
769 packaging component has demonstrated to the commissioner that such
770 package or packaging component is entitled to an exemption under
771 this subdivision and the commissioner grants such exemption. The
772 exemption shall be effective for two years and may be extended if
773 circumstances warrant an extension. An extension may be granted for
774 up to two years. For purposes of this subdivision, a use for which there
775 is no feasible alternative is one which is essential to the protection, safe

776 handling or function of the package's contents and for which technical
777 constraints preclude the substitution of other materials. For purposes
778 of this subdivision, a use for which there is no feasible alternative shall
779 not include the use of any lead, cadmium, mercury or hexavalent
780 chromium for the purpose of marketing.

781 Sec. 23. Subsection (b) of section 22a-354p of the 2008 supplement to
782 the general statutes is repealed and the following is substituted in lieu
783 thereof (*Effective from passage*):

784 (b) No regulations of an aquifer protection agency shall become
785 effective or be established until after a public hearing in relation
786 thereto is held by the agency at which parties in interest and citizens
787 shall have an opportunity to be heard. Notice of the time and place of
788 such hearing shall be published in the form of a legal advertisement,
789 appearing at least twice in a newspaper having a substantial
790 circulation in the municipality at intervals of not less than two days,
791 the first not more than twenty-five days [nor] or less than fifteen days,
792 and the last not less than two days, before such hearing, and a copy of
793 such proposed regulation shall be filed in the office of the town, city or
794 borough clerk, as the case may be, in such municipality, for public
795 inspection at least ten days before such hearing, and may be published
796 in full in such paper. A copy of the notice and the proposed
797 regulations or amendments thereto shall be provided to the
798 Commissioner of Environmental Protection, the town clerk and any
799 affected water company at least thirty-five days before such hearing.
800 Such regulations may be from time to time amended, changed or
801 repealed after a public hearing in relation thereto is held by the agency
802 at which parties in interest and citizens shall have an opportunity to be
803 heard and for which notice shall be published in the manner specified
804 in this subsection. Regulations or changes therein shall become
805 effective at such time as is fixed by the agency, provided a copy of such
806 regulation or change shall be filed in the office of the town, city or
807 borough clerk, as the case may be. Whenever an agency makes a
808 change in regulations, it shall state upon its records the reason why the
809 change was made. All petitions submitted in writing and in a form

810 prescribed by the agency requesting a change in the regulations shall
811 be considered at a public hearing in the manner provided for
812 establishment of such regulations within ninety days after receipt of
813 such petition. The agency shall act upon the changes requested in the
814 petition within sixty days after the hearing. The petitioner may consent
815 to extension of the periods provided for a hearing and for adoption or
816 denial or may withdraw such petition.

817 Sec. 24. Subsection (d) of section 22a-354p of the 2008 supplement to
818 the general statutes is repealed and the following is substituted in lieu
819 thereof (*Effective from passage*):

820 (d) In granting, denying or limiting any permit for a regulated
821 activity the aquifer protection agency shall state upon the record the
822 reason for its decision. In granting a permit the agency may grant the
823 application as filed or grant it upon such terms, conditions, limitations
824 or modifications of the activity as are intended to carry out the policies
825 of section 22a-354g. No person shall conduct any regulated activity
826 within an aquifer protection area which requires zoning or subdivision
827 approval without first having obtained a valid certificate of zoning or
828 subdivision approval, special permit, special exception or variance, or
829 other documentation establishing that the proposal complies with the
830 zoning or subdivision requirements adopted by the municipality
831 pursuant to chapters 124 to 126, inclusive, or any special act. The
832 agency may suspend or revoke a permit if it finds, after giving notice
833 to the permittee of the facts or conduct which warrants the intended
834 action and after a hearing at which the permittee is given an
835 opportunity to show compliance with the requirements for retention of
836 the permit, that the applicant has not complied with the conditions or
837 limitations set forth in the permit or has exceeded the scope of the
838 work as set forth in the application. The agency shall send to any
839 affected water company a copy of the notice at least ten days before the
840 hearing by certified mail, return receipt requested. Any affected water
841 company may, through a representative, appear and be heard at any
842 such hearing. The applicant or permittee shall be notified of the
843 agency's decision by certified mail, return receipt requested, within

844 fifteen days of the date of the decision and the agency shall cause
845 notice of its order in issuance, denial, revocation or suspension of a
846 permit to be published in a newspaper having a general circulation in
847 the municipality in which the aquifer protection area is located.

848 Sec. 25. Subsection (a) of section 22a-411 of the 2008 supplement to
849 the general statutes is repealed and the following is substituted in lieu
850 thereof (*Effective from passage*):

851 (a) The commissioner may issue a general permit for any minor
852 activity regulated under sections 22a-401 to 22a-410, inclusive, except
853 for any activity covered by an individual permit, if the commissioner
854 determines that such activity would cause minimal environmental
855 effects when conducted separately and would cause only minimal
856 cumulative environmental effects. Such activities may include routine
857 maintenance and routine repair of any dam, dike, reservoir or other
858 similar structure. Any person conducting an activity for which a
859 general permit has been issued shall not be required to obtain an
860 individual permit under sections 22a-36 to 22a-45a, inclusive, or
861 section 22a-342, 22a-368 or 22a-403, except as provided in subsection
862 (c) of this section. A general permit shall clearly define the activity
863 covered thereby and may include such conditions and requirements as
864 the commissioner deems appropriate, including, but not limited to,
865 management practices and verification and reporting requirements.
866 The general permit may require any person conducting any activity
867 under the general permit to report, on a form prescribed by the
868 commissioner, such activity to the commissioner before it shall be
869 covered by the general permit. The commissioner shall prepare, and
870 shall annually amend, a list of holders of general permits under this
871 section, which list shall be made available to the public.

872 Sec. 26. Subsection (f) of section 22a-449 of the 2008 supplement to
873 the general statutes is repealed and the following is substituted in lieu
874 thereof (*Effective from passage*):

875 (f) The Commissioner of Environmental Protection may adopt
876 regulations, in accordance with the provisions of chapter 54, to

877 establish (1) requirements for the inspection of nonresidential
878 underground storage tank systems for compliance with the
879 requirements of this chapter, including, but not limited to, the
880 minimum frequency, method and content of inspections, and
881 maintenance and disclosure of results, (2) a program to authorize
882 persons to (A) perform inspections, including, but not limited to,
883 education and training requirements for such persons, and whether or
884 not such persons may be employed by the owner or operator of the
885 subject nonresidential underground storage tank system, and (B)
886 determine whether the violations for which a nonresidential
887 underground storage tank system has been taken out of service
888 pursuant to subsection (g) of this section have been corrected, which
889 regulations may include, but not be limited to, a prohibition [for]
890 against an owner or operator of any such system [from] placing such
891 system back into service pursuant to subsection (g) of this section after
892 the regulations take effect or additional requirements for an owner or
893 operator of any such system, and (3) requirements, in addition to the
894 requirements contained in subsection (g) of this section, relating to the
895 prohibition of deliveries to and the use of nonresidential underground
896 storage tank systems that are not in compliance with section 22a-449o
897 or with the requirements of this section and any regulations adopted
898 under this section.

899 Sec. 27. Subdivision (3) of section 22a-449a of the general statutes is
900 repealed and the following is substituted in lieu thereof (*Effective from*
901 *passage*):

902 (3) "Responsible party" means (A) for an application or request for
903 payment or reimbursement received by the board before July 1, 2005,
904 or for a determination made by the board before July 1, 2005,
905 regarding a person's status as a responsible party or a third party with
906 respect to a specific release or suspected release, [made by the board
907 before July 1, 2005,] any person who owns or operates an underground
908 storage tank or underground storage tank system from which a release
909 or suspected release emanates, (B) for an application or request for
910 payment or reimbursement received by the board on or after July 1,

911 2005, any person who (i) at any time owns, leases, uses or has an
912 interest in the real property on which an underground storage tank
913 system is or was located from which there is or has been a release or
914 suspected release, regardless of when the release or suspected release
915 occurred, or whether such person owned, leased, used or had an
916 interest in the real property at the time the release or suspected release
917 occurred, or whether such person owned, operated, leased or used the
918 underground storage tank system from which the release or suspected
919 release occurred, (ii) at any time owns, leases, operates, uses, or has an
920 interest in an underground storage tank system from which there is or
921 has been a release or suspected release, regardless of when the release
922 or suspected release occurred or whether such person owned, leased,
923 operated, used or had an interest in the underground storage tank
924 system at the time the release or suspected release occurred, or (iii) is
925 affiliated with a person described in [subclause] clause (i) or (ii) of this
926 subparagraph through a direct or indirect familial relationship or any
927 contractual, corporate or financial relationship.

928 Sec. 28. Subsections (a) and (b) of section 22a-449e of the general
929 statutes are repealed and the following is substituted in lieu thereof
930 (*Effective from passage*):

931 (a) The Commissioner of Environmental Protection, after
932 consultation with the members of the board established by section 22a-
933 449d, shall adopt regulations in accordance with the provisions of
934 chapter 54 setting forth procedures for reimbursement and payment
935 from the account established under section 22a-449c. Such regulations
936 shall include such provisions as the commissioner deems necessary to
937 carry out the purposes of sections 22a-449a to 22a-449h, inclusive, as
938 amended by this act, including, but not limited to, provisions for (1)
939 notification of eligible parties of the existence of the account; (2)
940 records required for submission of claims and reimbursement and
941 payment; (3) periodic and partial reimbursement and payment to
942 enable responsible parties to meet interim costs, expenses and
943 obligations; and (4) reimbursement and payment for costs, expenses
944 and obligations incurred in connection with releases or suspected

945 releases [, and incurred after July 5, 1989, for releases] discovered
946 before or after [said date] July 5, 1989, provided reimbursement and
947 payment shall not be made for costs, expenses and obligations
948 incurred by a responsible party on or before said date.

949 (b) (1) The commissioner, in accordance with the procedures set
950 forth in subdivision (2) of this subsection, may prescribe a schedule for
951 the maximum or range of amounts to be paid from the account for
952 labor, equipment, materials, services or other costs, expenses or
953 obligations paid or incurred as a result of a release or suspected
954 release. Such schedule shall not be a regulation, as defined in section 4-
955 166 and the adoption, modification, repeal or use of such schedule
956 shall not be subject to the provisions of chapter 54 concerning a
957 regulation. The amounts in any such schedule may be less than and
958 shall be not more than the usual, customary and reasonable amounts
959 charged, as determined by the commissioner. Notwithstanding the
960 provisions of sections 22a-449a to 22a-449j, inclusive, as amended by
961 this act, or any regulation adopted by the commissioner pursuant to
962 this section, upon adoption of any such schedule, the amount to be
963 paid from the account for any labor, equipment, materials, services or
964 other costs, expenses or other obligations, shall not exceed the amount
965 established in any such schedule and such schedule may serve as
966 guidance with respect to any costs, expenses or other obligations paid
967 or incurred before the adoption of such schedule.

968 (2) The commissioner shall adopt, revise or revoke [said] the
969 schedule in accordance with the provisions of this subsection. After
970 consultation with the board, the commissioner shall publish notice of
971 intent to adopt, revise or revoke the schedule, or any portion thereof,
972 in a newspaper having substantial circulation in the affected area.
973 There shall be a comment period of thirty days following publication
974 of such notice during which interested persons may submit written
975 comments to the commissioner. The commissioner shall publish notice
976 of the adoption, revision or revocation of the schedule, or part thereof,
977 in a newspaper having substantial circulation in the affected area. The
978 commissioner shall, upon request, review the schedule and shall make

979 any revisions the commissioner deems necessary to such schedule [not
980 more than] once every two years or may do so more frequently as the
981 commissioner deems necessary. The commissioner, after consultation
982 with the board, may revise or revoke the schedule, in whole or in part,
983 using the procedures specified in this subsection. Any person may
984 request that the commissioner adopt, revise or revoke the schedule in
985 accordance with this subsection.

986 Sec. 29. Subsection (b) of section 22a-449f of the 2008 supplement to
987 the general statutes is repealed and the following is substituted in lieu
988 thereof (*Effective from passage*):

989 (b) (1) In addition to all other applicable requirements, a person
990 seeking payment or reimbursement from the account shall
991 demonstrate that when the total costs, expenses or other obligations in
992 response to a release or suspected release (A) are two hundred fifty
993 thousand dollars or less, [that] all labor, equipment and materials
994 provided after October 1, 2005, and all services and activities
995 undertaken after October 1, 2005, are approved, in writing, either by
996 the commissioner or by a licensed environmental professional with a
997 currently valid and effective license issued pursuant to section 22a-
998 133v of the 2008 supplement to the general statutes; and (B) exceed two
999 hundred fifty thousand dollars, [that] all labor, equipment and
1000 materials provided after October 1, 2005, and all services and activities
1001 undertaken after October 1, 2005, are approved, in writing, by the
1002 commissioner, provided the commissioner may authorize, in writing, a
1003 licensed environmental professional with a currently valid and
1004 effective license issued pursuant to section 22a-133v of the 2008
1005 supplement to the general statutes to approve, in writing, such labor,
1006 equipment, materials, services and activities, in lieu of the
1007 commissioner. The provisions of this subsection shall apply to all costs,
1008 expenses or other obligations for which a person is seeking payment or
1009 reimbursement from the account and the board shall not order and the
1010 commissioner shall not make payment or reimbursement from the
1011 account for any cost, expense or other obligation, unless the person
1012 seeking such payment or reimbursement provides the written

1013 approval required by this subdivision. Any written approval provided
1014 by a licensed environmental professional pursuant to this subdivision
1015 shall be submitted with the application for payment or reimbursement.
1016 Any written approval provided by the commissioner pursuant to this
1017 subdivision shall not constitute an approval pursuant to any other
1018 provision of the general statutes or any regulation and shall be
1019 presented to the board prior to the board making a decision regarding
1020 the application that such approval concerns.

1021 (2) The fees charged by a licensed environmental professional
1022 regarding labor or services rendered in response to a release or
1023 suspected release may be included in any application or request for
1024 payment or reimbursement submitted to the board. The amount to be
1025 paid or reimbursed from the account for such fees may also be
1026 established in the schedule adopted by the commissioner pursuant to
1027 subsection (b) of section 22a-449e, as amended by this act.

1028 (3) Providing it is true and accurate, a licensed environmental
1029 professional shall submit the following certification regarding any
1030 approval provided under subdivision (1) of this subsection and section
1031 22a-449p: "I hereby agree that all of the labor, equipment, materials,
1032 services, and activities described in or covered by this certification
1033 were appropriate under the circumstances to abate an emergency or
1034 were performed as part of a plan specifically designed to ensure that
1035 the release or suspected release is or has been investigated in
1036 accordance with prevailing standards and guidelines and remediated
1037 consistent with and to achieve compliance with the remediation
1038 standards adopted under section 22a-133k of the general statutes."

1039 Sec. 30. Subsection (c) of section 22a-449f of the 2008 supplement to
1040 the general statutes is repealed and the following is substituted in lieu
1041 thereof (*Effective from passage*):

1042 (c) The board shall order reimbursement or payment from the
1043 account for any cost paid or incurred, as the case may be, if, (1) such
1044 cost is or was incurred after July 5, 1989, (2) a responsible party was or
1045 would have been required to demonstrate financial responsibility

1046 under 40 CFR Part 280.90 et seq. as said regulation was published in
1047 the Federal Register of October 26, 1988, for the underground storage
1048 tank or underground storage tank system from which the release
1049 emanated, whether or not such party is required to comply with said
1050 requirements on the date any such cost is incurred, provided if the
1051 state is the responsible party, the board may order payment from the
1052 account without regard to whether the state was or would have been
1053 required to demonstrate financial responsibility under said sections 40
1054 CFR Part 280.90 et seq., (3) after the release, if any, the responsible
1055 party incurred a cost, expense or obligation for investigation, cleanup
1056 or for claims of a person other than a responsible party resulting from
1057 the release, provided any such claim shall be required to be finally
1058 adjudicated or settled with the prior written approval of the board
1059 before an application for reimbursement or payment is made, (4) the
1060 board determines that the cost, expense or other obligation is
1061 reasonable and that there are not grounds for recovery specified in
1062 subdivision (1) or (3) of subsection (g) of this section, (5) the
1063 responsible party notified the board, as soon as practicable, of the
1064 release and of any other claim by a person other than a responsible
1065 party, resulting from the release, in accordance with the regulations
1066 adopted pursuant to section 22a-449e as amended by this act, (6) the
1067 responsible party, or, if a person other than a responsible party applies
1068 for payment or reimbursement from the account, then such person
1069 demonstrates the remediation, including any monitoring to determine
1070 the effectiveness of the remediation, for which payment or
1071 reimbursement is sought is not more stringent than that required by
1072 the remediation standards established pursuant to section 22a-133k,
1073 except to the extent the responsible party or such person demonstrates
1074 that it has been directed otherwise, in writing, by the commissioner, (7)
1075 the responsible party, or, if a person other than a responsible party
1076 applies for payment or reimbursement from the account, then such
1077 person demonstrates that it does not have insurance, or a contract or
1078 other agreement to provide payment or reimbursement for any cost,
1079 expense or other obligation incurred in response to a release or
1080 suspected release, or if there is any such insurance, contract or other

1081 agreement, that any insurance coverage has been denied or is
1082 insufficient to cover the costs, expenses or other obligations, paid or
1083 incurred or that any contract or other agreement is not able to or is
1084 insufficient to cover the costs, expenses or other obligations, paid or
1085 incurred, for which payment or reimbursement is sought from the
1086 account, (8) the responsible party demonstrates and the board
1087 determines that one of the milestones noted in section 22a-449p has
1088 been completed, (9) the board determines what, if any, reductions to
1089 the amounts sought from the account should be made based upon the
1090 compliance evaluations performed pursuant to subsection (d) of this
1091 section, and (10) at the time any application or request for payment or
1092 reimbursement, including any supplemental application or request, is
1093 submitted to the board, (A) for applications filed with the
1094 underground storage tank petroleum clean-up account on or after
1095 October 1, 2007, there is no underground storage tank system subject
1096 to the financial responsibility demonstration required in subdivision
1097 (2) of this subsection dispensing petroleum on the property where the
1098 release or suspected release emanated or occurred, and if the
1099 application is submitted by the person who owns or operates or who
1100 owned or operated the underground storage tank system at the time of
1101 the release, such person demonstrates, in addition to all other
1102 applicable requirements, that lack of compliance with provisions of the
1103 general statutes and regulations governing underground storage tank
1104 systems was not a proximate cause of the release or suspected release
1105 and that there are not grounds for recovery specified in subdivision (2)
1106 of subsection (g) of this section, or (B) for applications filed with the
1107 underground storage tank petroleum clean-up account prior to
1108 October 1, 2007, there is no underground storage tank system
1109 dispensing petroleum on the property where the release or suspected
1110 release emanated or occurred, and if the application is submitted by
1111 the person who owns or operates or who owned or operated the
1112 underground storage tank system at the time of the release, such
1113 person demonstrates, in addition to all other applicable requirements,
1114 that lack of compliance with provisions of the general statutes and
1115 regulations governing underground storage tank systems was not a

1116 proximate cause of the release or suspected release and that there are
1117 not grounds for recovery specified in subdivision (2) of subsection (g)
1118 of this section. Subdivision (10) of this [section] subsection shall not
1119 apply to any application filed with the underground storage tank
1120 petroleum clean-up account concerning a release of an underground
1121 storage tank system that was reported to the Commissioner of
1122 Environmental Protection in September, 2003 where such system was
1123 owned or operated by a municipality or other political subdivision of
1124 the state at the time of the release and such system was removed on or
1125 before April 1, 2005. In acting on an application or a request for
1126 payment or reimbursement, the board, using funds from the account,
1127 may contract with experts, including, but not limited to, attorneys and
1128 medical professionals, to better evaluate and defend against claims and
1129 negotiate claims by persons other than responsible parties. The costs of
1130 the board for experts shall not be charged to the amount allocated to
1131 the Department of Environmental Protection pursuant to section 22a-
1132 449c of the 2008 supplement to the general statutes. If a person other
1133 than a responsible party applies to the board claiming to have suffered
1134 bodily injury, property damage or damage to natural resources, the
1135 board shall order reimbursement or payment from the account if such
1136 person demonstrates that subdivisions (1), (2), (6) and (7) of this
1137 subsection are satisfied, the board determines that as a result of a
1138 release or suspected release such person has suffered bodily injury,
1139 property damage or damage to natural resources, that the costs,
1140 expenses or other obligations incurred are reasonable and the person
1141 submitting such claim demonstrates that it has attempted to or has
1142 provided written notice of its claim to the responsible party as
1143 required in subsection (a) of this section and that the responsible party
1144 has not applied to the board for payment or reimbursement of this
1145 claim. On or before June 30, 2005, if the board denied reimbursement
1146 or provided for only partial payment or reimbursement from the
1147 account regarding a release, pursuant to subdivision (4) of this
1148 [section] subsection, such denial or partial payment or reimbursement
1149 shall remain in effect and shall apply to all subsequent applications or
1150 requests for payment or reimbursement regarding such release.

1151 Sec. 31. Subsection (g) of section 22a-619 of the general statutes is
1152 repealed and the following is substituted in lieu thereof (*Effective from*
1153 *passage*):

1154 (g) (1) Manufacturers shall meet all the requirements of this section
1155 for large appliances, including, but not limited to, washers, dryers,
1156 ovens, including microwave ovens, refrigerators, air conditioners,
1157 dehumidifiers or portable heaters sold in a store where such [appliance
1158 is] appliances are on display, except that no package labeling shall be
1159 required; (2) manufacturers shall meet all the requirements of this
1160 section for mercury fever thermometers, except that no product
1161 labeling shall be required; (3) in the case of vehicles, (A) manufacturers
1162 shall meet the product labeling requirements of this section for
1163 vehicles by placing a label on the doorpost of the vehicles that lists the
1164 mercury-added components that may be present in the vehicle, and (B)
1165 manufacturers shall not be required to label the mercury-added
1166 components of the vehicle; (4) manufacturers of products that contain
1167 a mercury-containing lamp used for backlighting that cannot feasibly
1168 be removed by the purchaser shall meet the product labeling
1169 requirements of this section by placing the label on the product or its
1170 care and use manual; (5) manufacturers shall meet all the requirements
1171 of this section for button cell batteries containing mercury, except that
1172 no labeling shall be required; (6) in the case of products that contain
1173 button cell batteries containing mercury as the only mercury
1174 components, manufacturers shall meet the packaging requirements of
1175 this section by including a label in the product instructions, if any, and
1176 on the packaging, and no further product labeling shall be required; (7)
1177 manufacturers of fluorescent lights and high-intensity discharge lamps
1178 shall meet the labeling requirements of this section by labeling the
1179 product packaging and placing the symbol "Hg" on each lamp; (8)
1180 manufacturers of medical equipment not intended for use by
1181 nonmedical personnel are exempt from this section; and (9)
1182 manufacturers shall meet this requirement for luminaires not sold
1183 through retail sales channels by providing information on their web
1184 sites and in catalogs.

1185 Sec. 32. Subsection (a) of section 22a-628 of the general statutes is
1186 repealed and the following is substituted in lieu thereof (*Effective from*
1187 *passage*):

1188 (a) Any person who, with criminal negligence, violates any
1189 provision of this chapter, including, but not limited to, any regulation
1190 adopted or order issued pursuant to this chapter, or who makes any
1191 false statement, representation [,] or certification in any application,
1192 notification, request for exemption, record, plan, report or other
1193 document filed or required to be maintained under this chapter, shall
1194 be fined not more than twenty-five thousand dollars per day for each
1195 day of violation or be imprisoned not more than one year, or both. A
1196 subsequent conviction for any such violation shall carry a fine of not
1197 more than fifty thousand dollars per day for each day of violation or
1198 imprisonment for not more than two years, or both.

1199 Sec. 33. Section 22a-637 of the 2008 supplement to the general
1200 statutes is repealed and the following is substituted in lieu thereof
1201 (*Effective from passage*):

1202 On and after January 1, 2009, the Commissioner of Environmental
1203 Protection may issue cease and desist orders in accordance with
1204 section 22a-7 for any violation of sections 22a-629 to 22a-640, inclusive,
1205 as amended by this act, and [to] suspend or revoke any registration
1206 issued by the commissioner under section 22a-630 of the 2008
1207 supplement to the general statutes, as amended by this act upon a
1208 showing of cause and after a hearing. The courts may grant such
1209 restraining orders and such temporary and permanent injunctive relief
1210 as may be necessary to secure compliance with sections 22a-629 to 22a-
1211 640, inclusive, as amended by this act. Civil proceedings to enforce
1212 sections 22a-629 to 22a-640, inclusive, as amended by this act, may be
1213 brought by the Attorney General in the superior court for any judicial
1214 district affected by the violation.

1215 Sec. 34. Subsection (a) of section 32-324b of the 2008 supplement to
1216 the general statutes is repealed and the following is substituted in lieu
1217 thereof (*Effective from passage*):

1218 (a) A qualified biodiesel producer shall be eligible for not more than
1219 sixty monthly grants from the Connecticut qualified biodiesel
1220 producer incentive account, established pursuant to section 32-324b of
1221 the 2008 supplement to the general statutes, as amended by this act.
1222 The Department of Economic and Community Development, in
1223 consultation with the person, firm, corporation or entity selected to
1224 implement the grant pursuant to subsection (b) of section 32-324a of
1225 the 2008 supplement to the general statutes, if applicable, shall
1226 determine monthly grant amounts by calculating the estimated gallons
1227 of biodiesel produced during the preceding month, as certified by the
1228 Commissioner of Economic and Community Development, or a
1229 designee, and applying such figure to the per gallon incentive credit
1230 established in subsection (b) of this section.

1231 Sec. 35. Subdivision (4) of section 22a-629 of the 2008 supplement to
1232 the general statutes is repealed and the following is substituted in lieu
1233 thereof (*Effective from passage*):

1234 (4) "Computer" means an electronic, magnetic, optical,
1235 electrochemical, or other [highspeed] high-speed data processing
1236 device performing a logical, arithmetic or storage function, and may
1237 include, but not be limited to, both a computer central processing unit
1238 and a monitor, but does not include an automated typewriter or
1239 typesetter, a portable handheld calculator, a portable digital assistant
1240 or other similar device.

1241 Sec. 36. Subdivision (7) of section 22a-629 of the 2008 supplement to
1242 the general statutes is repealed and the following is substituted in lieu
1243 thereof (*Effective from passage*):

1244 (7) "Manufacturer" means any person who: (A) Manufactures or
1245 manufactured covered electronic devices under a brand that it licenses,
1246 owns or owned, for sale in this state; (B) manufactures or
1247 manufactured covered electronic devices without affixing a brand, for
1248 sale in this state; (C) resells or has resold in this state under its own
1249 brand or label a covered electronic device produced by other suppliers,
1250 including retail establishments that sell covered electronic [products]

1251 devices under their own brand names; (D) imports or imported into
 1252 the United States or exports from the United States covered electronic
 1253 devices for sale in this state; (E) sells at retail a covered electronic
 1254 device acquired from an importer that is the manufacturer as described
 1255 in subparagraph (D) of this subdivision, and elects to register in lieu of
 1256 the importer as the manufacturer for those products; or (F)
 1257 manufactures or manufactured covered electronic devices, supplies
 1258 them to any person or persons within a distribution network that
 1259 includes wholesalers or retailers in this state, and benefits from the sale
 1260 in this state of those covered electronic devices through such
 1261 distribution network.

1262 Sec. 37. Subdivision (18) of section 22a-629 of the 2008 supplement
 1263 to the general statutes is repealed and the following is substituted in
 1264 lieu thereof (*Effective from passage*):

1265 (18) "Television" means a stand-alone display system containing a
 1266 CRT or any other type of display primarily intended to receive video
 1267 programming via broadcast, having a viewable area greater than four
 1268 inches when measured diagonally, able to adhere to standard
 1269 consumer video formats such as PAL, SECAM, NTSC, ATSC and
 1270 HDTV and having the capability of selecting different broadcast
 1271 channels and [support] supporting sound capability.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	7-131g(a)
Sec. 2	<i>from passage</i>	12-263m(b)
Sec. 3	<i>from passage</i>	12-263m(h)
Sec. 4	<i>from passage</i>	12-504e
Sec. 5	<i>from passage</i>	16-50j(b)
Sec. 6	<i>from passage</i>	16a-21a
Sec. 7	<i>from passage</i>	19a-35a(a)
Sec. 8	<i>from passage</i>	22-358(d)
Sec. 9	<i>from passage</i>	22a-6u(d)(2)
Sec. 10	<i>from passage</i>	22a-6u(j) and (k)
Sec. 11	<i>from passage</i>	22a-59(a)

Sec. 12	<i>from passage</i>	22a-61(b)(16)
Sec. 13	<i>from passage</i>	22a-63
Sec. 14	<i>from passage</i>	22a-133u(a) and (b)
Sec. 15	<i>from passage</i>	22a-134(1)(L)
Sec. 16	<i>from passage</i>	22a-134(1)(V)
Sec. 17	<i>from passage</i>	22a-134a(g) and (h)
Sec. 18	<i>from passage</i>	22a-199(b) and (c)
Sec. 19	<i>from passage</i>	22a-201
Sec. 20	<i>from passage</i>	22a-201c(a)
Sec. 21	<i>from passage</i>	22a-208a(b) to (d)
Sec. 22	<i>from passage</i>	22a-255j(3) to (5)
Sec. 23	<i>from passage</i>	22a-354p(b)
Sec. 24	<i>from passage</i>	22a-354p(d)
Sec. 25	<i>from passage</i>	22a-411(a)
Sec. 26	<i>from passage</i>	22a-449(f)
Sec. 27	<i>from passage</i>	22a-449a(3)
Sec. 28	<i>from passage</i>	22a-449e(a) and (b)
Sec. 29	<i>from passage</i>	22a-449f(b)
Sec. 30	<i>from passage</i>	22a-449f(c)
Sec. 31	<i>from passage</i>	22a-619(g)
Sec. 32	<i>from passage</i>	22a-628(a)
Sec. 33	<i>from passage</i>	22a-637
Sec. 34	<i>from passage</i>	32-324b(a)
Sec. 35	<i>from passage</i>	22a-629(4)
Sec. 36	<i>from passage</i>	22a-629(7)
Sec. 37	<i>from passage</i>	22a-629(18)

Statement of Legislative Commissioners:

In sections 17 and 33, the references to the 2008 supplement to the general statutes following the string citations were deleted for accuracy.

ENV Joint Favorable Subst.-LCO

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill makes technical changes and has no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis

SB 127

AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS' RECOMMENDATIONS FOR TECHNICAL REVISIONS TO THE ENVIRONMENTAL STATUTES.

SUMMARY:

This bill makes technical changes to the environment statutes.

EFFECTIVE DATE: Upon passage

COMMITTEE ACTION

Environment Committee

Joint Favorable

Yea 30 Nay 0 (02/27/2008)