



General Assembly

Amendment

January Session, 2009

LCO No. 7058

HB0653907058HDO

Offered by:

REP. RITTER, 38th Dist.

SEN. HARRIS, 5th Dist.

To: Subst. House Bill No. 6539

File No. 617

Cal. No. 402

"AN ACT CONCERNING ENVIRONMENTAL HEALTH."

1 Strike lines 35 to 38, inclusive, in their entirety and insert the
2 following in lieu thereof:

3 "confirmation from the exclusive service area provider, as the person
4 that will own the water supply system, that such exclusive service area
5 provider has received the application and is prepared to assume
6 responsibility for the water supply system subject to the terms and
7 conditions of the ownership agreement. Written confirmation from the
8 exclusive service area"

9 In line 54, strike "entity" and insert "person" in lieu thereof

10 In line 94, strike "entity" and insert "person" in lieu thereof

11 In line 119, after "approval" insert "in accordance with the
12 requirements of this section and"

13 Strike lines 130 to 143, inclusive, in their entirety and insert the

14 following in lieu thereof:

15 "plan shall be revised at such time as the water company filing the plan
16 or the Commissioner of Public Health determines, or at intervals of not
17 less than [three] six years nor more than [five] nine years after the date
18 of [initial approval] the most recently approved plan. Unless the
19 Commissioner of Public Health requests otherwise, any water
20 company that fails to meet public drinking water supply quality and
21 quantity obligations, as prescribed in state law or regulation, shall be
22 required to file plan revisions six years after the date of the most
23 recently approved plan. On and after October 1, 2009, upon the
24 approval of a water supply plan, any subsequent revisions to such
25 plan shall minimally consist of updates to those elements described in
26 subsection (b) of this section that have changed after the date of the
27 most recently approved plan provided the Commissioner of Public
28 Health has not otherwise requested submission of an entire water
29 supply plan."

30 After the last section, add the following and renumber sections and
31 internal references accordingly:

32 "Sec. 501. Subsection (a) of section 19a-35a of the general statutes is
33 repealed and the following is substituted in lieu thereof (*Effective from*
34 *passage*):

35 (a) Notwithstanding the provisions of chapter 439 and sections 22a-
36 430 and 22a-430b, the Commissioner of Public Health shall, [not later
37 than December 31, 2008, and] within available appropriations,
38 pursuant to section 19a-36, establish and define categories of discharge
39 that constitute alternative on-site sewage treatment systems with
40 capacities of five thousand gallons or less per day. After the
41 establishment of such categories, said commissioner shall have
42 jurisdiction, within available appropriations, to issue or deny permits
43 and approvals for such systems and for all discharges of domestic
44 sewage to the groundwaters of the state from such systems. Said
45 commissioner shall, pursuant to section 19a-36, and within available

46 appropriations, establish minimum requirements for alternative on-
47 site sewage treatment systems under said commissioner's jurisdiction,
48 including, but not limited to: (1) Requirements related to activities that
49 may occur on the property; (2) changes that may occur to the property
50 or to buildings on the property that may affect the installation or
51 operation of such systems; and (3) procedures for the issuance of
52 permits or approvals by said commissioner, a local director of health,
53 or a sanitarian licensed pursuant to chapter 395. A permit or approval
54 granted by said commissioner, such local director of health or such
55 sanitarian for an alternative on-site sewage treatment system pursuant
56 to this section shall: (A) Not be inconsistent with the requirements of
57 the federal Water Pollution Control Act, 33 USC 1251 et seq., the
58 federal Safe Drinking Water Act, 42 USC 300f et seq., and the
59 standards of water quality adopted pursuant to section 22a-426, as
60 such laws and standards may be amended from time to time, (B) not
61 be construed or deemed to be an approval for any other purpose,
62 including, but not limited to, any planning and zoning or municipal
63 inland wetlands and watercourses requirement, and (C) be in lieu of a
64 permit issued under section 22a-430 or 22a-430b. For purposes of this
65 section, "alternative on-site sewage treatment system" means a sewage
66 treatment system serving one or more buildings on a single parcel of
67 property that utilizes a method of treatment other than a subsurface
68 sewage disposal system and that involves a discharge of domestic
69 sewage to the groundwaters of the state.

70 Sec. 502. Subsection (c) of section 19a-14b of the general statutes is
71 repealed and the following is substituted in lieu thereof (*Effective*
72 *October 1, 2009*):

73 (c) The Department of Public Health shall adopt regulations, in
74 accordance with chapter 54, [establishing safe levels of radon in
75 potable water] concerning radon in drinking water that are consistent
76 with the provisions contained in 40 CFR 141 and 142.

77 Sec. 503. Section 19a-37b of the general statutes is repealed and the
78 following is substituted in lieu thereof (*Effective October 1, 2009*):

79 [Not later than January 1, 1991, the] The Department of Public
80 Health shall adopt regulations pursuant to chapter 54 to establish
81 [acceptable levels of radon in ambient air and drinking water in
82 schools] radon measurement requirements and procedures for
83 evaluating radon in indoor air and reducing elevated radon gas levels
84 when detected in public schools.

85 Sec. 504. Subsection (d) of section 10-220 of the general statutes is
86 repealed and the following is substituted in lieu thereof (*Effective*
87 *October 1, 2009*):

88 (d) Prior to January 1, 2008, and every five years thereafter, for
89 every school building that is or has been constructed, extended,
90 renovated or replaced on or after January 1, 2003, a local or regional
91 board of education shall provide for a uniform inspection and
92 evaluation program of the indoor air quality within such buildings,
93 such as the Environmental Protection Agency's Indoor Air Quality
94 Tools for Schools Program. The inspection and evaluation program
95 shall include, but not be limited to, a review, inspection or evaluation
96 of the following: (1) The heating, ventilation and air conditioning
97 systems; (2) radon levels in [the water and] the air; (3) potential for
98 exposure to microbiological airborne particles, including, but not
99 limited to, fungi, mold and bacteria; (4) chemical compounds of
100 concern to indoor air quality including, but not limited to, volatile
101 organic compounds; (5) the degree of pest infestation, including, but
102 not limited to, insects and rodents; (6) the degree of pesticide usage; (7)
103 the presence of and the plans for removal of any hazardous substances
104 that are contained on the list prepared pursuant to Section 302 of the
105 federal Emergency Planning and Community Right-to-Know Act, 42
106 USC 9601 et seq.; (8) ventilation systems; (9) plumbing, including
107 water distribution systems, drainage systems and fixtures; (10)
108 moisture incursion; (11) the overall cleanliness of the facilities; (12)
109 building structural elements, including, but not limited to, roofing,
110 basements or slabs; (13) the use of space, particularly areas that were
111 designed to be unoccupied; and (14) the provision of indoor air quality
112 maintenance training for building staff. Local and regional boards of

113 education conducting evaluations pursuant to this subsection shall
114 make available for public inspection the results of the inspection and
115 evaluation at a regularly scheduled board of education meeting."