



**Substitute Senate Bill No. 412**

**Public Act No. 10-120**

**AN ACT CONCERNING THE ENVIRONMENTAL IMPACT EVALUATION PREPARED FOR A STATE-OWNED AIRPORT DEVELOPMENT PROJECT, AND THE REQUIREMENTS FOR THE PREPARATION, EVALUATION AND REVIEW OF ENVIRONMENTAL IMPACT EVALUATIONS.**

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

Section 1. (*Effective from passage*) In reviewing an environmental impact evaluation pursuant to section 22a-1d of the general statutes that was performed prior to the effective date of this section with respect to a development project at a state-owned airport, by a contractor retained by a private nonstate entity and independently evaluated by the Department of Transportation, (1) the department shall review, circulate, publish and hold a public hearing on such evaluation as required by section 22a-1d of the general statutes and shall submit all comments and responses received at such public hearing to the Office of Policy and Management, and (2) not later than thirty days following such submission, the Office of Policy and Management shall review such evaluation, comments and responses and shall make a determination pursuant to section 22a-1e of the general statutes. The performance of such environmental impact evaluation by a contractor retained by a private nonstate entity shall not be considered by the Office of Policy and Management in

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determining if such evaluation complies with the requirements of sections 22a-1 to 22a-1i, inclusive, of the general statutes.

Sec. 2. Section 22a-1b of the general statutes is amended by adding subsection (e) as follows (*Effective from passage*):

(NEW) (e) Any state department, institution or agency that conducts an environmental impact evaluation pursuant to subsection (c) of this section may enter into a contract with a person for the preparation of such evaluation, provided such department, institution or agency: (1) Guides such person in the preparation of such evaluation, (2) participates in the preparation of such evaluation, (3) independently reviews such evaluation prior to submitting such evaluation for comment pursuant to section 22a-1d, and (4) assures that any third party responsible for conducting any activity that is the subject of such evaluation is not a party to such contract. Such department, institution or agency may require any such third party responsible for conducting any activity that is the subject of such evaluation to remit a fee to such department, institution or agency in an amount sufficient to pay for the cost of hiring a person to prepare such evaluation in accordance with the provisions of this subsection.

Approved June 7, 2010