



General Assembly

Substitute Bill No. 412

February Session, 2010

* _____SB00412TRA__031610_____*

**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:

1 Section 1. (*Effective from passage*) In reviewing an environmental
2 impact evaluation pursuant to section 22a-1d of the general statutes
3 that was performed prior to the effective date of this section with
4 respect to a development project at a state-owned airport, by a
5 contractor retained by a private nonstate entity and independently
6 evaluated by the Department of Transportation, (1) the department
7 shall review, circulate, publish and hold a public hearing on such
8 evaluation as required by section 22a-1d of the general statutes and
9 shall submit all comments and responses received at such public
10 hearing to the Office of Policy and Management, and (2) the Office of
11 Policy and Management shall review such evaluation, comments and
12 responses and shall make a determination pursuant to section 22a-1e
13 of the general statutes. The performance of such environmental impact
14 evaluation by a contractor retained by a private nonstate entity shall
15 not be considered by the Office of Policy and Management in
16 determining if such evaluation complies with the requirements of
17 sections 22a-1 to 22a-1i, inclusive, of the general statutes.

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

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

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>from passage</i> | New section |
| Sec. 2 | <i>from passage</i> | 22a-1b |

TRA *Joint Favorable Subst.*