



General Assembly

January Session, 2011

Committee Bill No. 59

LCO No. 2450

02450SB00059ENV

Referred to Committee on Environment

Introduced by:
(ENV)

***AN ACT PROHIBITING THE SALE OR USE OF FISHING SINKERS,
JIGS AND TIRE WEIGHTS THAT CONTAIN LEAD.***

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

1 Section 1. (NEW) (*Effective October 1, 2012*) (a) On and after October
2 1, 2012, no person, while replacing or balancing a tire on a motor
3 vehicle that is required to be registered pursuant to the general
4 statutes, shall use a wheel weight or other product for balancing motor
5 vehicle wheels if such wheel weight or other balancing product
6 contains lead that was intentionally added during the manufacture of
7 such wheel weight or balancing product.

8 (b) On and after October 1, 2012, no person shall sell, offer to sell,
9 market or distribute any wheel weight or other product for balancing
10 motor vehicle wheels if such wheel weight or other balancing product
11 contains lead that was intentionally added during the manufacture of
12 such wheel weight or balancing product.

13 (c) The Department of Consumer Protection shall have authority to
14 enforce the provisions of this section. Any person who violates the
15 provisions of this section shall pay a civil penalty not to exceed five

16 thousand dollars for each offense. Each violation shall be a separate
17 and distinct offense and, in the case of a continuing violation, each
18 day's continuance thereof shall be deemed to be a separate and distinct
19 offense. The Attorney General, upon complaint of the commissioner,
20 shall institute an action in superior court for the judicial district of
21 Hartford to recover such penalty.

22 (d) Any person who knowingly violates the provisions of this
23 section shall, upon conviction, be fined not more than twenty-five
24 thousand dollars or imprisoned not more than one year, or both.

25 (e) If any person violates any provision of this section, the
26 commissioner may request the Attorney General to bring an action in
27 the superior court for the judicial district of Hartford to enjoin such
28 person from continuing such violation.

29 Sec. 2. (NEW) (*Effective October 1, 2012*) (a) On and after October 1,
30 2012, no person shall sell, offer to sell, market, distribute or use any
31 lead sinker or lead jig for the taking of fish in any waters of the state.

32 (b) The Department of Environmental Protection shall have
33 authority to enforce the provisions of this section. Any person who
34 violates the provisions of this section shall pay a civil penalty not to
35 exceed five hundred dollars for each offense. Each violation shall be a
36 separate and distinct offense and, in the case of a continuing violation,
37 each day's continuance thereof shall be deemed to be a separate and
38 distinct offense.

39 (c) Any person who knowingly violates the provisions of this
40 section shall, upon conviction, be fined not more than five thousand
41 dollars or imprisoned not more than one year, or both.

42 (d) If any person violates any provision of this section, the
43 commissioner may request the Attorney General to bring an action in
44 the superior court for the judicial district of Hartford to enjoin such
45 person from continuing such violation.

46 (e) For purposes of this section, "lead sinker" means any sinker
47 made from lead, the lead portion of which has a mass of one ounce or
48 less, and "lead jig" means a lead weighted hook that measures less than
49 one inch along its longest axis. Lead sinkers and lead jigs shall not
50 include lead fishing-related items including, but not limited to, fishing
51 line, flies, lures or spoons.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2012	New section
Sec. 2	October 1, 2012	New section

Statement of Purpose:

To reduce lead poisoning of birds and fish.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. MEYER, 12th Dist.

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