



House of Representatives

General Assembly

File No. 343

February Session, 2012

Substitute House Bill No. 5159

House of Representatives, April 11, 2012

The Committee on Planning and Development reported through REP. GENTILE of the 104th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING REGIONAL PLANS OF CONSERVATION AND DEVELOPMENT.

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

1 Section 1. Subsection (b) of section 8-35a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (b) Before adopting the regional plan of conservation and
5 development or any part thereof or amendment thereto, the agency
6 shall hold at least one public hearing thereon, notice of the time, place
7 and subject of which shall be given in writing to the chief executive
8 officer and planning commission, where one exists, of each member
9 town, city or borough. Notice of the time, place and subject of such
10 hearing shall be published once in a newspaper having a substantial
11 circulation in the region. Such notices shall be given not more than
12 twenty days or less than ten days before such hearing. At least sixty-
13 five days before the public hearing the regional planning agency shall

14 post the plan on the Internet web site of the agency, if any, and submit
 15 the plan to the Secretary of the Office of Policy and Management for
 16 findings in the form of comments and recommendations. By October 1,
 17 [2011] 2013, the secretary shall establish, by regulations adopted in
 18 accordance with the provisions of chapter 54, criteria for such findings
 19 which shall include procedures for a uniform review of regional plans
 20 of conservation and development to determine if a proposed regional
 21 plan of conservation and development is not inconsistent with the
 22 state plan of conservation and development and the state economic
 23 strategic plan. The regional planning agency shall note on the record
 24 any inconsistency with the state plan of conservation and development
 25 and the reasons for such inconsistency. Adoption of the plan or part
 26 thereof or amendment thereto shall be made by the affirmative vote of
 27 not less than a majority of the representatives on the agency. The plan
 28 shall be posted on the Internet web site of the agency, if any, and a
 29 copy of the plan or of any amendments thereto, signed by the
 30 chairman of the agency, shall be transmitted to the chief executive
 31 officers, the town, city or borough clerks, as the case may be, and to
 32 planning commissions, if any, in member towns, cities or boroughs,
 33 and to the Secretary of the Office of Policy and Management, or his
 34 designee. The regional planning agency shall notify the Secretary of
 35 the Office of Policy and Management of any inconsistency with the
 36 state plan of conservation and development and the reasons therefor.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	8-35a(b)

PD *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill, which extends the date for the Office of Policy and Management to develop certain conservation and development regulations, has no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**sHB 5159*****AN ACT CONCERNING REGIONAL PLANS OF CONSERVATION AND DEVELOPMENT.*****SUMMARY:**

This bill extends by two years, from October 1, 2011, to October 1, 2013, the date by which the Office of Policy and Management (OPM) secretary must adopt regulatory criteria for reviewing regional plans of conservation and development (C&D).

By law, each regional planning agency must prepare a 10-year regional plan of C&D and submit it to the OPM secretary at least 65 days before holding a required public hearing on it. The secretary must then determine if the plan is consistent with the State Plan of C&D and the state strategic economic development plan and submit his findings to the agency.

EFFECTIVE DATE: Upon passage

BACKGROUND***Related Bill***

sHB 5154, favorably reported by the Planning and Development Committee, extends the deadlines, requires consultation, and changes criteria for the OPM secretary's analysis of state planning regions, which existing law requires. It also sets as a goal of the analysis, reducing the number of planning regions to no more than eight.

COMMITTEE ACTION

Planning and Development Committee

Joint Favorable Substitute

Yea 20 Nay 0 (03/23/2012)