



General Assembly

February Session, 2012

Amendment

LCO No. 5024

HB0554005024HDO

Offered by:

REP. HURLBURT, 53rd Dist.
REP. GIEGLER, 138th Dist.
REP. CARTER, 2nd Dist.
REP. GODFREY, 110th Dist.
REP. ROJAS, 9th Dist.
REP. LARSON, 11th Dist.

REP. FOX, 146th Dist.
REP. FOX, 148th Dist.
REP. TONG, 147th Dist.
SEN. LEONE, 27th Dist.
REP. GENGA, 10th Dist.

To: Subst. House Bill No. 5540

File No. 362

Cal. No. 288

"AN ACT TRANSFERRING CERTAIN POWERS OF THE BRISTOL RESOURCE RECOVERY FACILITY OPERATING COMMITTEE TO THE WEST CENTRAL CONNECTICUT SOLID WASTE AND RECYCLING BOARD."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 22a-228 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) The Commissioner of Energy and Environmental Protection
6 shall adopt regulations in accordance with the provisions of chapter 54
7 establishing procedures for adopting and amending a state-wide solid
8 waste management plan and for granting temporary variances from
9 the provisions of the plan. Such regulations shall require notice to each

10 affected municipality by certified mail, return receipt requested, and
11 an opportunity for public comment, including regional hearings, and
12 shall assure full consideration of and response to any comments
13 received by the commissioner. The state-wide solid waste management
14 plan shall be adopted and amended in accordance with such
15 regulations, but shall not be deemed to be a regulation for purposes of
16 chapter 54.

17 (b) On or after January 1, 1987, the Commissioner of Energy and
18 Environmental Protection shall adopt a state-wide solid waste
19 management plan which shall incorporate each municipal solid waste
20 management plan approved pursuant to section 22a-227. The plan
21 shall establish specific goals for source reduction, bulky waste
22 recycling and composting. The plan shall establish the following order
23 of priority for managing solid waste: Source reduction; recycling;
24 composting of yard waste or vegetable matter; bulky waste recycling;
25 resource recovery or waste-to-energy plants; incineration and
26 landfilling.

27 (c) The commissioner shall amend said plan to include an
28 assessment of the amount of landfill capacity needed in the state for
29 landfills for residue from resources recovery facilities, ash from
30 municipal incinerators and for bulky waste. Such assessment shall
31 include (1) a projection of the annual capacity needed for the twenty-
32 year period commencing on July 1, 1989, and (2) a minimum and
33 maximum number of landfills in simultaneous operation required to
34 dispose of such residue, ash or waste. Such amendment shall be
35 available to the public on or before January 1, 1989.

36 (d) On or before January 1, 1990, the Commissioner of Energy and
37 Environmental Protection shall revise the state-wide solid waste
38 management plan to include a source reduction component that
39 outlines specific strategies to reduce the solid waste generated in this
40 state by an amount not less than the amount required to maintain until
41 the year 2010 the annual per capita solid waste generation rate at the
42 rate estimated by the commissioner in 1988. Such strategies shall

43 include measures to reduce waste from packaging materials and
44 disposable products.

45 (e) Notwithstanding any provision of this section, the commissioner
46 shall not prohibit the disposal of solid waste at any out-of-state land
47 disposal facility provided such land disposal facility is in compliance
48 with all applicable federal, state and local requirements and any
49 municipality or contractor that so disposes of solid waste made an
50 effort to utilize a waste-to-energy facility. Nothing in this section shall
51 be deemed to apply to solid waste generated within the geographic
52 boundaries of any municipality that has a disposal contract with the
53 Southeastern Regional Resources Recovery Authority."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-228