



General Assembly

**Amendment**

February Session, 2012

LCO No. 3981

**\*HB0554003981HDO\***

Offered by:  
REP. HURLBURT, 53<sup>rd</sup> 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 Section 22a-228 of the general statutes is repealed and the  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 municipal disposal of solid waste at any out-of-  
47 state land disposal facility provided such land disposal facility is in  
48 compliance with all applicable federal, state and local requirements  
49 and such municipality attempted to utilize an in-state resource  
50 recovery or waste-to-energy facility."

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