then shall be *closed* from September 1, 2013 to October 9, 2013, inclusive, then shall be *open* from October 10, 2013 to December 6, 2013, inclusive, after which the season shall be *closed* and will remain closed through and including December 31, 2013.

As a reminder, no person, while on the waters of this state or on any parcel of land, structure, or portion of a roadway abutting tidal waters of this state shall take, possess or land any of the species noted above by sport fishing methods, regardless of where taken, during a closed season, except as may otherwise be authorized by law.

For further information contact the Marine Fisheries Division by email at deep.marine.fisheries@ct.gov or by telephone at 860-434-6043 Monday through Friday, 8:30am – 4:30 pm.

DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION

Notice of Intent to Adopt Regulations And to Hold a Public Hearing

The Commissioner of the Department of Energy and Environmental Protection hereby gives notice of his intent to adopt regulations and hold a public hearing as part of a rulemaking process. Pursuant to sections 4-168 and 22a-6 of the Connecticut General Statutes, and section 22a-3a-3 of Regulations of Connecticut State Agencies (''RCSA''), the Commissioner hereby gives notice of his intention to adopt RCSA sections 22a-426-1 through 22a-426-9, inclusive, to be known as the Connecticut Water Quality Standards. These regulations are being proposed under the authority of section 22a-426 of the Connecticut General Statutes, in accordance with Section 9 of Public Act 10-158.

The purpose of these regulations is to codify Connecticut's established Water Quality Standards into regulations. The Water Quality Standards set the overall policy for management of surface water and ground water quality in accordance with the state and federal clean water programs. They designate use goals, define allowable discharges, and identify measures necessary to maintain the chemical, physical, and biological integrity of Connecticut's waters, provide for the protection and propagation of fish, shellfish, and wildlife, for recreation in and on the water, and to protect public and private drinking water supplies. The Surface Water Quality Standards are required by and consistent with Section 303 of the federal Clean Water Act.

The established Water Quality Standards were adopted in accordance with state statute and federal law, which include a public review process. The most recent revision of the Water Quality Standards was finalized February 25, 2011.

These regulations are being proposed under the authority of section 22a-426 of the Connecticut General Statutes. This section was recently amended to require the adoption of the state's Water Quality Standards as regulations. The proposed regulations codify the existing Standards into a regulatory format in fulfillment of the statute's requirements. There are no substantive changes to the existing standards proposed as part of this rulemaking exercise.

The proposed regulations include, but are not limited to, provisions regarding: (1) short title; (2) purpose, goals and applicability; (3) definitions; (4) surface waters;

(5) biological condition gradient model; (6) lake trophic categories; 7) ground waters; 8) antidegradation standards and antidegradation implementation procedures; and 9) environmental criteria.

Copies of the proposed regulations, fiscal analysis, small business impact and other related material, are available for public inspection during normal business hours at the Department of Energy and Environmental Protection's Bureau of Water Protection and Land Reuse, Planning and Standards Division, 2nd Floor, 79 Elm Street, Hartford, CT. A link to the proposed regulations is available on the Department's web site at http://www.ct.gov/deep/publicnotices. These documents can also be obtained by contacting Patty Gilmore at the above address, or by phone at (860) 424-3020.

Public Hearing and Comments - All interested parties are invited to express their views on the proposed regulations at a hearing to be held at the following place and time:

May 21, 2013
9:00 a.m. – until all comments have been heard
Phoenix Auditorium, 5th Floor
Department of Environmental Protection
79 Elm Street, Hartford, Connecticut

The hearing officer may close the hearing at that time, adjourn to a later date if needed or hold the record open for the submission of additional written testimony.

Speakers are requested, although not required, to submit a written copy of their comments.

Written comments on the proposed regulations may be submitted to Robert Hust, Department of Energy and Environmental Protection, Bureau of Water Protection and Land Reuse, Planning & Standards Division, 79 Elm Street, Hartford, Connecticut, 06106–5127 by May 21, 2013 or at any time prior to the close of the public hearing. All comments must be received by the close of the public hearing and will not be accepted or considered if received after the close of the public hearing.

In addition, the Department provides notice that an informational session will be held:

May 7, 2013
9:00 a.m. – 11:30 a.m.
Phoenix Auditorium, 5th Floor
Department of Environmental Protection
79 Elm Street, Hartford, Connecticut

Interested persons are advised, however, that this informational session is not a substitute for submitting comments in the manner described above in this notice and that the Department will not be receiving public comments during the informational session. Any person seeking to comment on the proposed regulations will need to submit a comment in writing or at the public hearing, even if the same matter is discussed during the informational session.

The Connecticut Department of Energy and Environmental Protection is an Affirmative Action and Equal Opportunity Employer that is committed to the requirements

of the Americans with Disabilities Act. To request an accommodation, call 860-424-3194 or at deep.hrmed@ct.gov.

Daniel C. Esty
Commissioner

DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION

Certification of Pesticide Applicators and Licensing of Arborists

Section 22a-66-1 of the Regulations of Connecticut State Agencies is amended to read as follows:

(a) The definitions of terms used in sections 22a-66-1 to 22a-66-7, inclusive, of the Regulations of Connecticut State Agencies shall be consistent with the definitions in section 22a-47 of the Connecticut General Statutes.

(b) As used in sections 22a-66-1 to 22a-66-7, inclusive, of the Regulations of Connecticut State Agencies, the following terms not defined in section 22a-47 of the Connecticut General Statutes are defined as follows:

(1) ''Borer control'' means the control through the use of pesticides of insects whose larval life takes place within plant stems;

(2) ''Termite control'' means the extermination of termites within, beneath or closely adjacent to a structure and the prevention of future termite entry which is accomplished through the use of pesticides;

(3) ''Electric service entrance'' means that area of a structure where the electrical power supply enters and is subsequently distributed to other parts of the structure;

(4) ''Pesticide distributor'' means any person representing themself or a single firm, corporation, dealership or other entity engaged in the business of distributing, selling, offering for sale, or holding for sale to the ultimate user, any restricted-use or permit-use pesticide;

(5) Place'' means the street address, unit number (if applicable) and municipality at which a pesticide is to be applied;

(6) ''Site'' means the specific location at the place to which a pesticide is to be applied.; and

(7) ''FIFRA'' means the Federal Insecticide, Fungicide and Rodenticide Act, 7 USC 136, as amended from time to time.

Section 2. Section 22a-66-5 of the Regulations of Connecticut State Agencies is amended to read as follows:

Sec. 22a-66-5. Certification of applicators

(a) In the determination of competency required for certifying an operational commercial applicator who is not considered a certified applicator under FIFRA, the commissioner may require that an applicant meet a lower level of competency than is required of a certified supervisory commercial applicator.

(b) The commissioner shall not issue a pesticide certification to any person under 18 years of age.

(c) A certificate holder shall submit a request for a duplicate certificate to the commissioner in writing. The commissioner may charge two dollars to cover the cost of each duplicate certificate issued.

(d) The commissioner may issue two types of certification documents which may include the following information: