



General Assembly

Amendment

January Session, 2015

LCO No. 8761



Offered by:
REP. MINER, 66th Dist.

To: Subst. House Bill No. 5710

File No. 219

Cal. No. 150

"AN ACT AUTHORIZING THE COMMISSIONER OF ENERGY AND ENVIRONMENTAL PROTECTION TO SEEK ENFORCEMENT OF PROHIBITIONS AGAINST PERSONS ENCROACHING ON STATE-OWNED OPEN SPACE."

1 In line 15, after the period, insert the following: "Notwithstanding
2 the provisions of this subsection, any person taking mushrooms for
3 personal use from any state lands pursuant to section 23-4, as amended
4 by this act, shall not be subject to civil liability or criminal prosecution
5 under this subsection."

6 After the last section, add the following and renumber sections and
7 internal references accordingly:

8 "Sec. 501. Section 23-4 of the general statutes is repealed and the
9 following is substituted in lieu thereof (*Effective from passage*):

10 The Commissioner of Energy and Environmental Protection may
11 adopt regulations in accordance with the provisions of chapter 54 for
12 the maintenance of order, safety and sanitation upon the lands under

13 the commissioner's control and for the protection of trees and other
 14 property and the preservation of the natural beauty thereof and fix
 15 penalties not exceeding a fine of ninety dollars for violation of such
 16 regulations. The commissioner may prohibit the possession or
 17 consumption of alcoholic beverages on such lands provided, for any
 18 such lands where the consumption or possession of alcoholic
 19 beverages was not prohibited by the commissioner as of October 1,
 20 1999, the commissioner shall adopt regulations, in accordance with the
 21 provisions of chapter 54, to prohibit such activity. Such regulations
 22 shall be posted in conspicuous places upon such lands. Any person
 23 who violates any such regulation shall have committed an infraction
 24 and may pay the fine by mail or plead not guilty under the provisions
 25 of section 51-164n. The provisions of section 51-164m shall not apply to
 26 this section. Any person convicted of a violation of such regulations or
 27 who forfeits a bond taken upon any such complaint may be prohibited
 28 from entering any state park by the commissioner for not more than
 29 one year from the date of such conviction.Any person may take
 30 mushrooms for personal use from any state lands without obtaining a
 31 permit from the commissioner and without remitting any fee to the
 32 commissioner for such taking."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	23-4