



House of Representatives

File No. 759

General Assembly

February Session, 2016

(Reprint of File No. 23)

House Bill No. 5149
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
April 29, 2016

AN ACT CONCERNING RECYCLING AT MUNICIPAL BALLFIELDS.

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

1 Section 1. Section 22a-241k of the general statutes is repealed and
2 the following is substituted in lieu thereof (*Effective October 1, 2016*):

3 (a) For the purposes of this section:

4 (1) "Generated" means sold or given away at a common gathering
5 venue; and

6 (2) "Common gathering venue" means any area or building, or
7 portion thereof, that is open to the public, including, but not limited to,
8 any (A) building that provides facilities or shelter for public assembly,
9 (B) inn, hotel, motel, sports arena, municipal ballfields, supermarket,
10 transportation terminal, retail store, restaurant or other commercial
11 establishment that provides services or retails merchandise, or (C)
12 museum, hospital, auditorium, movie theater or university building.

13 (b) Each common gathering venue where designated recyclable

14 items may be generated while the public congregates at such venue
 15 and that provides for the collection of solid waste shall provide
 16 recycling receptacles for the collection of any designated recyclable
 17 items generated at such venue, provided nothing in this section shall
 18 be construed to require an owner or operator of such venue, or the
 19 municipality where such venue is located, to provide such recycling
 20 receptacles whenever such receptacles are provided by another person
 21 pursuant to contract. Such recycling receptacles shall be as accessible
 22 to the public and at the same locations as trash receptacles. Any
 23 existing trash receptacle may be converted to a recycling receptacle by
 24 labeling or other means appropriate to identify that such receptacle is
 25 dedicated to the collection of designated recyclable items. The
 26 requirement to provide recycling receptacles at municipal ballfields
 27 shall be performed within available resources and may be satisfied by
 28 such municipality's designation of a community organization to
 29 undertake the collection of such recyclable items at municipal
 30 ballfields.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2016	22a-241k

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 requires that certain recycling receptacles be provided at municipal ballfields, provided that community organizations collect the recyclables. This does not result in a fiscal impact.

House "A" replaces the underlying bill with the provisions described above. This does not result in a fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**HB 5149 (as amended by House "A")******AN ACT CONCERNING BENEFICIAL END USES FOR DISCARDED TIRES AND THE EFFICACY OF TIRE HAULING LICENSES OR PERMITS.*****SUMMARY:**

This bill specifically adds municipal ballfields to the list of common gathering venues that must, under certain circumstances, provide recycling receptacles.

By law, recycling receptacles must be available in any area or building, or portion of it, that (1) is open to the public, (2) may have designated recyclable items sold or given away when the public is there, and (3) provides for solid waste collection. Current law applies the requirement, but does not limit it, to any:

1. building with facilities or shelter for public assembly;
2. inn, hotel, motel, sports arena, supermarket, transportation terminal, retail store, restaurant, or other commercial establishment providing services or retailing merchandise; or
3. museum, hospital, auditorium, movie theater, or university building.

The recycling receptacles must be publicly accessible and at the same locations as trash receptacles. The bill specifies that providing receptacles at municipal ballfields only needs to occur within available resources. Similar to existing law which allows a municipality to satisfy the requirement to provide receptacles at a common gathering venue through a contract with another party, the bill allows a municipality to meet the requirement to provide them at municipal

ballfields by designating a community organization to collect the recyclables.

*House Amendment "A" replaces the underlying bill (File 23) which required the Department of Energy and Environmental Protection to identify beneficial end uses for discarded tires in Connecticut.

EFFECTIVE DATE: October 1, 2016

COMMITTEE ACTION

Environment Committee

Joint Favorable

Yea 27 Nay 2 (02/24/2016)