



General Assembly

February Session, 2016

Raised Bill No. 5600

LCO No. 2429



Referred to Committee on PLANNING AND DEVELOPMENT

Introduced by:
(PD)

***AN ACT CONCERNING MATTRESS STEWARDSHIP PROGRAM
RECYCLING FEES.***

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

1 Section 1. Subsection (c) of section 22a-905a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *January 1, 2017*):

4 (c) The council shall establish and implement a fee structure that
5 covers, but does not exceed, the costs of developing the plan described
6 in subsection (b) of this section, operating and administering the
7 program described in subsection (a) of this section, compensating each
8 political subdivision of the state that hosts a mattress recycling facility
9 an annual fee equal to twenty-five cents per capita based upon the
10 population of such municipality according to the most recent federal
11 decennial census and maintaining a financial reserve sufficient to
12 operate the program over a multiyear period of time in a fiscally
13 prudent and responsible manner. The council shall maintain all
14 records relating to the program for a period of not less than three
15 years.

16 Sec. 2. Subsection (h) of section 22a-905a of the general statutes is
17 repealed and the following is substituted in lieu thereof (*Effective*
18 *January 1, 2017*):

19 (h) On or before July 1, 2014, and every two years thereafter, the
20 council shall propose a mattress stewardship fee for all mattresses sold
21 in this state except crib and bassinette mattresses. The council may
22 propose a change to the mattress stewardship fee more frequently than
23 once every two years if the council determines such change is needed
24 to avoid funding shortfalls or excesses for the mattress stewardship
25 program. Any proposed mattress stewardship fee shall be reviewed by
26 an auditor to assure that such assessment does not exceed the [cost to
27 fund the mattress stewardship program described in subsection (a) of
28 this section and to maintain financial reserves sufficient to operate said
29 program over a multiyear period in a fiscally prudent and responsible
30 manner] fee structure restrictions established in subsection (c) of this
31 section. Not later than sixty days after the council proposes a mattress
32 stewardship fee, the auditor shall render an opinion to the
33 Commissioner of Energy and Environmental Protection as to whether
34 the proposed mattress stewardship fee is reasonable to achieve the
35 goals set forth in this section. If the auditor concludes that the mattress
36 stewardship fee is reasonable, then the proposed fee shall go into effect
37 not less than ninety days after the auditor notifies the commissioner
38 that the fee is reasonable. If the auditor concludes that the mattress
39 stewardship fee is not reasonable, the auditor shall provide the council
40 with written notice explaining the auditor's opinion. Not later than
41 fourteen days after the council's receipt of the auditor's opinion, the
42 council may either propose a new mattress stewardship fee or provide
43 written comments on the auditor's opinion. If the auditor concludes
44 that the fee is not reasonable, the Commissioner of Energy and
45 Environmental Protection shall decide, based on the auditor's opinion
46 and any comments provided by the council, whether to approve the
47 proposed mattress stewardship fee. Such auditor shall be selected by
48 the council. The cost of any work performed by such auditor pursuant

49 to the provisions of this subsection and subsection (k) of this section
50 shall be funded by the mattress stewardship fee described in this
51 subsection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2017</i>	22a-905a(c)
Sec. 2	<i>January 1, 2017</i>	22a-905a(h)

Statement of Purpose:

To compensate each municipality hosting a mattress recycling facility an annual fee equal to twenty-five cents per capita.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]