



General Assembly

Raised Bill No. 230

February Session, 2016

LCO No. 1492

* _____SB00230ENV___031416_____*

Referred to Committee on ENVIRONMENT

Introduced by:
(ENV)

**AN ACT CONCERNING TECHNICAL AND CONFORMING REVISIONS
TO ENVIRONMENT-RELATED STATUTES.**

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

1 Section 1. Subsection (a) of section 22-6k of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (a) Each authorized farmers' market shall maintain records of
5 operation which shall be provided to the department and which shall
6 include posted hours and days and shall be signed by a duly
7 authorized representative of the farmers' market. Farmers' market
8 assurances shall be submitted in a manner outlined by the department
9 and shall provide evidence of:

10 (1) Whether a farmers' market possesses the capability to serve the
11 additional demands brought about by distribution of vouchers in the
12 area without causing undue harm to the existing farmers' market
13 consumer base; and

14 (2) A willingness by persons associated with the farmers' market to

15 meet all CFM/WIC requirements. Information submitted by a farmers'
16 market shall include, but not be limited to:

17 (A) The number of Connecticut-grown fresh produce vendor
18 participants; []

19 (B) Hours of operation to be maintained per week; []

20 (C) Season of operation; [] and

21 (D) Accessibility and consistency of farmers' market location.

22 Sec. 2. Subsection (b) of section 51-164n of the 2016 supplement to
23 the general statutes is repealed and the following is substituted in lieu
24 thereof (*Effective from passage*):

25 (b) Notwithstanding any provision of the general statutes, any
26 person who is alleged to have committed (1) a violation under the
27 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-
28 283, 7-325, 7-393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-
29 198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292, 12-314b or 12-326g,
30 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section
31 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-
32 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-
33 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-
34 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or
35 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,
36 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)
37 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,
38 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b
39 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-
40 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,
41 14-153 or 14-163b, a first violation as specified in subsection (f) of
42 section 14-164i, section 14-219 as specified in subsection (e) of said
43 section, subdivision (1) of section 14-223a, section 14-240, 14-249, 14-
44 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,
45 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) or (h)

46 of section 14-283, section 14-291, 14-293b, 14-296aa, 14-319, 14-320, 14-
 47 321, 14-325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of
 48 section 14-386a, section 15-25 or 15-33, subdivision (1) of section 15-97,
 49 subsection (a) of section 15-115, section 16-44, 16-256e, 16a-15 or 16a-22,
 50 subsection (a) or (b) of section 16a-22h, section 17a-24, 17a-145, 17a-149,
 51 17a-152, 17a-465, 17a-642, 17b-124, 17b-131, 17b-137 or 17b-734,
 52 subsection (b) of section 17b-736, section 19a-30, 19a-33, 19a-39 or 19a-
 53 87, subsection (b) of section 19a-87a, section 19a-91, 19a-105, 19a-107,
 54 19a-113, 19a-215, 19a-219, 19a-222, 19a-224, 19a-286, 19a-287, 19a-297,
 55 19a-301, 19a-309, 19a-335, 19a-336, 19a-338, 19a-339, 19a-340, 19a-425,
 56 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-249, 20-257, 20-265, 20-324e, 20-
 57 341l, 20-366, 20-597, 20-608, 20-610, 21-1, 21-30, 21-38, 21-39, 21-43, 21-
 58 47, 21-48, 21-63 or 21-76a, subdivision (1) of section 21a-19, section 21a-
 59 21, subdivision (1) of subsection (b) of section 21a-25, section 21a-26 or
 60 21a-30, subsection (a) of section 21a-37, section 21a-46, 21a-61, 21a-63
 61 or 21a-77, subsection (b) of section 21a-79, section 21a-85 or 21a-154,
 62 subdivision (1) of subsection (a) of section 21a-159, subsection (a) of
 63 section 21a-279a, section 22-12b, 22-13, 22-14, 22-15, 22-16, 22-26g, 22-
 64 29, 22-34, 22-35, 22-36, 22-38, as amended by this act, 22-39, 22-39a, 22-
 65 39b, 22-39c, 22-39d, 22-39e, 22-49 [] or 22-54, subsection (d) of section
 66 22-84, section 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-167, 22-279,
 67 22-280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection (b), (e)
 68 or (f) of section 22-344, section 22-359, 22-366, 22-391, 22-413, 22-414,
 69 22-415, 22a-66a or 22a-246, subsection (a) of section 22a-250, subsection
 70 (e) of section 22a-256h, section 22a-363 or 22a-381d, subsections (c) and
 71 (d) of section 22a-381e, section 22a-449, 22a-461, 23-37, 23-38, 23-46 or
 72 23-61b, subsection (a) or subdivision (1) of subsection (c) of section 23-
 73 65, section 25-37 or 25-40, subsection (a) of section 25-43, section 25-
 74 43d, 25-135, 26-16, 26-18, 26-19, 26-21, 26-31, 26-31c, 26-40, 26-40a, 26-
 75 42, 26-49, 26-54, 26-55, 26-56, 26-58 or 26-59, subdivision (1) of
 76 subsection (d) of section 26-61, section 26-64, subdivision (1) of section
 77 26-76, section 26-79, 26-87, 26-89, 26-91, 26-94, 26-97, 26-98, 26-104, 26-
 78 105, 26-107, 26-117, 26-128, 26-131, 26-132, 26-138 or 26-141, subdivision
 79 (2) of subsection (j) of section 26-142a, subdivision (1) of subsection (b)
 80 of section 26-157b, subdivision (1) of section 26-186, section 26-207, 26-

81 215, 26-217 or 26-224a, subdivision (1) of section 26-226, section 26-227,
 82 26-230, 26-232, 26-244, 26-257a, 26-260, 26-276, 26-284, 26-285, 26-286,
 83 26-288, 26-294, 28-13, 29-6a, 29-25, 29-109, 29-143o, 29-143z or 29-156a,
 84 subsection (b), (d), (e) or (g) of section 29-161q, section 29-161y or 29-
 85 161z, subdivision (1) of section 29-198, section 29-210, 29-243 or 29-277,
 86 subsection (c) of section 29-291c, section 29-316, 29-318, 29-381, 30-48a,
 87 30-86a, 31-3, 31-10, 31-11, 31-12, 31-13, 31-14, 31-15, 31-16, 31-18, 31-23,
 88 31-24, 31-25, 31-32, 31-36, 31-38, 31-40, 31-44, 31-47, 31-48, 31-51, 31-52,
 89 31-52a or 31-54, subsection (a) or (c) of section 31-69, section 31-70, 31-
 90 74, 31-75, 31-76, 31-76a, 31-89b or 31-134, subsection (i) of section 31-
 91 273, section 31-288, subdivision (1) of section 35-20, section 36a-787, 42-
 92 230, 45a-283, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of
 93 section 46a-54, section 46a-59, 46b-22, 46b-24, 46b-34, 47-34a, 47-47, 49-
 94 8a, 49-16, 53-133, 53-199, 53-212a, 53-249a, 53-252, 53-264, 53-280, 53-
 95 302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331 or 53-344,
 96 subsection (c) of section 53-344b, or section 53-450, or (2) a violation
 97 under the provisions of chapter 268, or (3) a violation of any regulation
 98 adopted in accordance with the provisions of section 12-484, 12-487 or
 99 13b-410, or (4) a violation of any ordinance, regulation or bylaw of any
 100 town, city or borough, except violations of building codes and the
 101 health code, for which the penalty exceeds ninety dollars but does not
 102 exceed two hundred fifty dollars, unless such town, city or borough
 103 has established a payment and hearing procedure for such violation
 104 pursuant to section 7-152c, shall follow the procedures set forth in this
 105 section.

106 Sec. 3. Subsection (c) of section 22-38 of the 2016 supplement to the
 107 general statutes is repealed and the following is substituted in lieu
 108 thereof (*Effective from passage*):

109 (c) In addition to the provisions of subsection (b) of this section, any
 110 person who sells any farm product as "Connecticut-Grown" at a
 111 farmers' market in this state shall offer such product for sale in the
 112 immediate proximity of a sign that is: (1) Readily visible to consumers,
 113 (2) not less than three inches by five inches in size, and (3) in a form

114 that is substantially as follows:

115 THIS FARM PRODUCT IS CONNECTICUT-GROWN. THIS FARM
116 PRODUCT WAS GROWN OR PRODUCED BY THE FOLLOWING
117 PERSON OR BUSINESS: (INSERT NAME AND ADDRESS OF
118 PERSON OR BUSINESS).

119 The lettering on any such sign shall be of [such] a size, font or print
120 that is clearly and easily legible. Such a sign shall accompany each type
121 of farm product that any such person sells as "Connecticut-Grown".
122 Any person who violates the provisions of this subsection shall receive
123 a warning for the first violation and for any subsequent violation shall
124 be fined one hundred dollars for each violation.

125 Sec. 4. Subsection (g) of section 22a-462a of the 2016 supplement to
126 the general statutes is repealed and the following is substituted in lieu
127 thereof (*Effective from passage*):

128 (g) (1) On or before August 15, 2016, the Commissioner of Energy
129 and Environmental Protection shall accept an application on behalf of
130 a manufacturer of a personal care product for the performance of a
131 study, at the request of said commissioner, by the Connecticut
132 Academy of Science and Engineering to determine if a biodegradable
133 microbead is available for use in such personal care product that does
134 not adversely impact the environment or publicly-owned treatment
135 works in this state. Any such application shall require the
136 manufacturer of such biodegradable microbead to disclose the
137 chemical constituents or composition of such microbead. Upon receipt
138 of any such application, in a format as prescribed by the commissioner,
139 the commissioner shall request the Connecticut Academy of Science
140 and Engineering to perform such study. Said academy may establish a
141 fee for the performance of such study and such fee shall be remitted by
142 the applicant to the Department of Energy and Environmental
143 Protection. Upon receipt of such request and such fee from the
144 commissioner, said academy shall commence such study. Such study
145 shall, at a minimum, consist of: (A) A study committee appointed by

146 said academy to oversee such study, (B) the use of an academy-
147 selected research team with expertise in matters relating to
148 biodegradable microbeads to conduct relevant research for such study,
149 including, but not limited to, the fate and transport of microbeads, and
150 author a study report, and (C) study committee meetings that afford
151 the opportunity for such applicant, department and interested persons
152 to obtain information concerning the study's process. The academy
153 shall complete any such study and issue a final study report for such
154 study to the commissioner not later than December 15, 2017. Upon
155 receipt of such final study report, the commissioner shall review such
156 final study report and, not later than February 1, 2018, forward such
157 final study report and any recommendations of said academy for
158 legislation concerning the use of biodegradable microbeads in personal
159 care products to the joint standing committee of the General Assembly
160 having cognizance of matters relating to the environment.

161 (2) Any information or materials submitted by an applicant to the
162 Department of Energy and Environmental Protection or the
163 Connecticut Academy of Science and Engineering in connection with
164 the performance of the study described in subdivision (1) of this
165 subsection shall not be subject to disclosure pursuant to chapter 14
166 provided such applicant indicates to the department or academy, at
167 the time of submission, information or materials that such applicant
168 deems a trade secret or privileged in any manner.

169 (3) In the event that the study described in subdivision (1) of this
170 subsection is not completed on or before December 15, 2017, the
171 manufacturing, selling, importing or offering for sale of any personal
172 care product that contains an intentionally added biodegradable
173 microbead shall be prohibited on and after July 1, 2018.

174 Sec. 5. Subsection (a) of section 22-332 of the 2016 supplement to the
175 general statutes is repealed and the following is substituted in lieu
176 thereof (*Effective from passage*):

177 (a) The Chief Animal Control Officer, any animal control officer or

178 any municipal animal control officer shall be responsible for the
179 enforcement of this chapter and shall make diligent search and inquiry
180 for any violation of any of its provisions. Any such officer may take
181 into custody (1) any dog found roaming in violation of the provisions
182 of section 22-364, (2) any dog not having a tag or plate on a collar about
183 its neck or on a harness on its body as provided by law or which is not
184 confined or controlled in accordance with the provisions of any order
185 or regulation relating to rabies issued by the commissioner in
186 accordance with the provisions of this chapter, or (3) any dog or other
187 domestic animal found injured on any highway, neglected, abandoned
188 or cruelly treated. The officer shall impound such dog or other
189 domestic animal at the pound serving the town where the dog or other
190 domestic animal is taken unless, in the opinion of a licensed
191 veterinarian, the dog or other domestic animal is so injured or diseased
192 that it should be destroyed immediately, in which case the municipal
193 animal control officer of such town may cause the dog or other
194 domestic animal to be mercifully killed by a licensed veterinarian or
195 disposed of as the State Veterinarian may direct. The municipal animal
196 control officer shall immediately notify the owner or keeper of any dog
197 or other domestic animal so taken, if known, of its impoundment. Such
198 officer shall immediately notify the owner or keeper of any other
199 domestic animal which is taken into custody, if such owner or keeper
200 is known. If the owner or keeper of any such dog or other domestic
201 animal is unknown, the officer shall immediately tag or employ such
202 other suitable means of identification of the dog or other domestic
203 animal as may be approved by the Chief Animal Control Officer and
204 shall promptly cause (A) a description of such dog or other domestic
205 animal to be published once in the lost and found column of a
206 newspaper having a circulation in such town or that has a state-wide
207 circulation, and (B) a photograph or description of such dog or other
208 domestic animal and the date on which such dog or other domestic
209 animal is no longer legally required to be impounded to be posted on a
210 national pet adoption Internet web site or an Internet web site that is
211 maintained or accessed by the animal control officer and that is
212 accessible to the public through an Internet search, except such posting

213 shall not be required if: (i) The dog or other domestic animal is held
214 pending the resolution of civil or criminal litigation involving such dog
215 or other domestic animal, (ii) the officer has a good faith belief that the
216 dog or other domestic animal would be adopted by or transferred to a
217 public or private nonprofit rescue organization for the purpose of
218 placing such dog or other domestic animal in an adoptive home even
219 in the absence of such posting, (iii) the dog or other domestic animal's
220 safety will be placed at risk, or (iv) such animal control officer
221 determines that such dog or other domestic animal is feral and not
222 adoptable. If any animal control officer does not have the technological
223 resources to post such information on an Internet web site as required
224 by subparagraph (B) of this subdivision, such officer may contact a
225 public or private animal rescue organization and request that such
226 organization post such information, at such organization's expense, on
227 an Internet web site that is accessible to the public through an Internet
228 search. To the extent practicable, any such posting by an animal
229 control officer or a public or private animal rescue organization shall
230 remain posted for the duration of such [dog] dog's or other domestic
231 animal's impoundment in the municipal or regional dog pound.

232 Sec. 6. Subsection (a) of section 10a-150e of the 2016 supplement to
233 the general statutes is repealed and the following is substituted in lieu
234 thereof (*Effective from passage*):

235 (a) For purposes of this section, "animal adoption or animal rescue
236 organization" means any collaboration of individuals or any nonprofit
237 organization that is exempt from taxation pursuant to Section 501(c)(3)
238 of the Internal Revenue Code of 1986, or any subsequent
239 corresponding internal revenue code of the United States, as amended
240 from time to time, that has, as part of such collaboration's or
241 organization's purposes, the sale or placement of animals that were
242 removed from animal shelters, municipal dog pounds or an
243 individual's home.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22-6k(a)
Sec. 2	<i>from passage</i>	51-164n(b)
Sec. 3	<i>from passage</i>	22-38(c)
Sec. 4	<i>from passage</i>	22a-462a(g)
Sec. 5	<i>from passage</i>	22-332(a)
Sec. 6	<i>from passage</i>	10a-150e(a)

ENV *Joint Favorable*