



# Senate

General Assembly

**File No. 29**

February Session, 2016

Senate Bill No. 79

*Senate, March 10, 2016*

The Committee on Environment reported through SEN. KENNEDY of the 12th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

***AN ACT CLARIFYING PROVISIONS OF THE GENERAL STATUTES REGARDING THE USE OF PROPERLY INSTALLED AND CONSTRUCTED BARRIER SYSTEMS FOR CERTAIN PLANTINGS.***

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

1 Section 1. Subsection (c) of section 22a-381e of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 (c) No person shall plant running bamboo or allow running bamboo  
5 to be planted on his or her property at a location that is forty feet or  
6 less from any abutting property or public right-of-way. Any person  
7 who violates the provisions of this subsection shall be fined one  
8 hundred dollars. In the case of a continuing violation, each day of  
9 continuance shall be deemed a separate and distinct offense until such  
10 time as such bamboo is removed, [or contained by a properly installed  
11 and constructed barrier system.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-381e(c)

**ENV**      *Joint Favorable*

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, which changes how and where certain types of bamboo may be planted and makes conforming changes to PA 14-100, does not result in a fiscal impact to the state or municipalities.

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

**OLR Bill Analysis****SB 79****AN ACT CLARIFYING PROVISIONS OF THE GENERAL STATUTES REGARDING THE USE OF PROPERLY INSTALLED AND CONSTRUCTED BARRIER SYSTEMS FOR CERTAIN PLANTINGS.****SUMMARY:**

This bill makes a conforming change to PA 14-100 by removing a reference to bamboo that is properly contained. The law prohibits people from planting, or letting anyone plant, "running bamboo" (i.e., bamboo in the genus *Phyllostachys*, including yellow-groove bamboo) on his or her property within 40 feet of abutting property or a public right of way. PA 14-100 eliminated an option of containing bamboo by a barrier system.

EFFECTIVE DATE: Upon passage

**COMMITTEE ACTION**

Environment Committee

Joint Favorable

Yea 25    Nay 4    (02/24/2016)