



General Assembly

Amendment

February Session, 2016

LCO No. 5658



Offered by:
REP. MINER, 66th Dist.

To: Subst. House Bill No. 5299

File No. 142

Cal. No. 124

**"AN ACT CONCERNING TOXIC FLAME RETARDANT CHEMICALS
IN CHILDREN'S PRODUCTS AND UPHOLSTERED RESIDENTIAL
FURNITURE."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (b) of section 22a-904a of the general statutes
4 is repealed and the following is substituted in lieu thereof (*Effective*
5 *from passage*):

6 (b) (1) On or before March 1, 2013, and every two years thereafter,
7 the representative organization shall propose a uniform paint
8 stewardship assessment for all architectural paint sold in this state.
9 Such proposed paint stewardship assessment shall be reviewed by an
10 independent auditor to assure that such assessment does not exceed
11 the costs of the paint stewardship program described in subsection (a)
12 of this section and such independent auditor shall recommend an
13 amount for such paint stewardship assessment to the department. The
14 department shall be responsible for the approval of such paint

15 stewardship assessment. Such independent auditor shall be selected by
16 the department and the department shall be responsible for the review
17 of the work product of such independent auditor, including, but not
18 limited to, the review of such auditor's assessment of the bid and
19 purchase procedures utilized by the representative organization to
20 implement such program. The department may terminate the services
21 of any such independent auditor. Not less than once every five years,
22 the department shall select a different independent auditor to perform
23 the duties described in this subdivision and subdivision (4) of
24 subsection (h) of this section. The cost of any work performed by such
25 independent auditor pursuant to the provisions of this subdivision and
26 subdivision (4) of subsection (h) of this section shall be funded by the
27 paint stewardship assessment.

28 (2) On and after the date of implementation of the paint stewardship
29 program pursuant to subdivision (4) of subsection (a) of this section,
30 the paint stewardship assessment, as established pursuant to
31 subdivision (1) of this subsection, shall be added to the cost of all
32 architectural paint sold to retailers and distributors in this state by each
33 producer. On and after such implementation date, each retailer or
34 distributor, as applicable, shall add the amount of such paint
35 stewardship assessment to the purchase price of all architectural paint
36 sold in this state.

37 (3) On and after July 1, 2016, the paint stewardship assessment, as
38 established pursuant to subdivision (1) of this subsection, shall be
39 reduced by fifty per cent.

40 Sec. 2. (*Effective from passage*) Not later than January 1, 2017, the
41 representative organization, as described in section 22a-904a of the
42 general statutes, shall submit a report to the joint standing committee
43 of the General Assembly having cognizance of matters relating to the
44 environment, in accordance with the provisions of section 11-4a of the
45 general statutes, on the efforts that such organization is undertaking to
46 assure the availability, at retail, of remanufactured architectural paint
47 in this state.

48 Sec. 3. (*Effective from passage*) Any product stewardship organization
49 that operates in this state shall submit to the Department of Energy
50 and Environmental Protection certified audited financial statements
51 and the names of any contractors and organizations with which such
52 product stewardship organization has a contract with a value of two
53 thousand dollars or more. Such submission shall be made not later
54 than May first of each year. The department shall post and maintain
55 such postings on the department's Internet web site."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-904a(b)
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section