



General Assembly

Amendment

February Session, 2016

LCO No. 5709



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."**

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- 1 In line 6, strike "and" and insert a comma in lieu thereof
- 2 In line 7, after "strollers" insert the following ", including any such
3 product or article coated with an architectural paint, as defined in
4 section 22a-904 of the general statutes"
- 5 After the last section, add the following and renumber sections and
6 internal references accordingly:
- 7 "Sec. 501. Subsection (b) of section 22a-904a of the general statutes is
8 repealed and the following is substituted in lieu thereof (*Effective from*
9 *passage*):
- 10 (b) (1) On or before March 1, 2013, and every two years thereafter,
11 the representative organization shall propose a uniform paint
12 stewardship assessment for all architectural paint sold in this state.
13 Such proposed paint stewardship assessment shall be reviewed by an

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

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

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

44 Sec. 502. (*Effective from passage*) Not later than January 1, 2017, the
45 representative organization, as described in section 22a-904a of the
46 general statutes, shall submit a report to the joint standing committee

47 of the General Assembly having cognizance of matters relating to the
 48 environment, in accordance with the provisions of section 11-4a of the
 49 general statutes, on the efforts that such organization is undertaking to
 50 assure the availability, at retail, of remanufactured architectural paint
 51 in this state.

52 Sec. 503. (*Effective from passage*) Any product stewardship
 53 organization that operates in this state shall submit to the Department
 54 of Energy and Environmental Protection certified audited financial
 55 statements and the names of any contractors and organizations with
 56 which such product stewardship organization has a contract with a
 57 value of two thousand dollars or more. Such submission shall be made
 58 not later than May first of each year. The department shall post and
 59 maintain such postings on the department's Internet web site."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	22a-904a(b)
Sec. 502	<i>from passage</i>	New section
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