



General Assembly

Amendment

February Session, 2016

LCO No. 6148



Offered by:

REP. MUSHINSKY, 85th Dist.

REP. WILLIS, 64th Dist.

To: Senate Bill No. 326

File No. 324

Cal. No. 548

(As Amended by Senate Amendment Schedule "A")

"AN ACT CONCERNING THE INDEMNIFICATION OF LAW ENFORCEMENT PROFESSIONALS."

1 Strike section 501 in its entirety and insert the following in lieu
2 thereof:

3 "Sec. 501. Section 22a-6dd of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) Notwithstanding any provision of the general statutes, whenever
6 the [Department of Energy and Environmental Protection]
7 commissioner enters a consent order with a party, [concerning] such
8 consent order may be modified or revoked without the consent of the
9 party. If the consent order concerns one or more parcels of land and
10 such consent order requires, in whole or in part, the remediation of
11 such land, the requirements and standards for such remediation shall
12 not be modified by the [department] commissioner unless both the

13 [department] commissioner and such party agree to such modification.
14 The commissioner or a party to any consent order may seek
15 declaratory and injunctive relief from the Superior Court to resolve
16 any dispute concerning the terms and conditions of, and compliance
17 with, the consent order. Such declaratory and injunctive relief is in
18 addition to any other administrative or civil remedies allowed by law.

19 (b) The provisions of subsection (a) of this section shall apply to any
20 consent order entered into by the commissioner and a party before, on
21 or after the effective date of this section. For the purposes of this
22 section, "commissioner" means the Commissioner of Energy and
23 Environmental Protection, or the commissioner's designee."