



General Assembly

**Amendment**

January Session, 2019

LCO No. 9149



Offered by:  
REP. STEINBERG, 136<sup>th</sup> Dist.

To: House Bill No. 7194

File No. 149

Cal. No. 113

**"AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S RECOMMENDATIONS REGARDING PUBLIC DRINKING WATER."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 22a-352 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) Not later than July 1, 2017, the Water Planning Council,  
6 established pursuant to section 25-33o, shall, within available  
7 appropriations, prepare a state water plan for the management of the  
8 water resources of the state. In developing such state water plan, the  
9 Water Planning Council shall: (1) Design a unified planning program  
10 and budget; (2) consider regional water and sewer facilities plans; (3)  
11 identify the appropriate regions of the state for comprehensive water  
12 planning; (4) identify the data needs and develop a consistent format  
13 for submitting data to the council, applicable state agencies and  
14 regional councils of governments for use in planning and permitting;

15 (5) consider the potential impact of climate change on the availability  
16 and abundance of water resources and the importance of climate  
17 resiliency; (6) seek involvement of interested parties; (7) solicit input  
18 from the advisory group established pursuant to section 25-330; (8)  
19 consider individual water supply plans, water quality standards,  
20 stream flow classifications, as described in regulations adopted  
21 pursuant to section 26-141b, water utility coordinating committee  
22 plans, the state plan of conservation and development, as described in  
23 section 16a-30, and any other planning documents deemed necessary  
24 by the council; (9) promote the adoption of municipal ordinances  
25 based on the State of Connecticut Model Water Use Restriction  
26 Ordinance for municipal water emergencies; and (10) examine  
27 appropriate mechanisms for resolving conflicts related to the  
28 implementation of the state water plan.

29 (b) The state water plan developed pursuant to subsection (a) of this  
30 section shall: (1) Identify the quantities and qualities of water that are  
31 available for public water supply, health, economic, recreation and  
32 environmental benefits on a regional basin scale considering both  
33 surface water and groundwater; (2) identify present and projected  
34 demands for water resources on a state-wide and regional basin scale;  
35 (3) recommend the utilization of the state's water resources, including  
36 surface and subsurface water, in a manner that balances public water  
37 supply, economic development, recreation and ecological health; (4)  
38 recommend steps to increase the climate resiliency of existing water  
39 resources and infrastructure; (5) make recommendations for  
40 technology and infrastructure upgrades, interconnections and such  
41 major engineering works or special districts which may be necessary,  
42 including the need, timing and general cost thereof; (6) recommend  
43 land use and other measures, including an assessment of land  
44 acquisition or land protection needs, where appropriate to ensure the  
45 desired quality and abundance of water and to promote development  
46 in concert with available water resources; (7) take into account desired  
47 ecological, recreational, agricultural, industrial and commercial use of  
48 water bodies; (8) inform residents of the state about the importance of

49 water-resource stewardship and conservation; (9) establish  
50 conservation guidelines and incentives for consumer water  
51 conservation with due consideration for energy efficiency; (10) develop  
52 a water reuse policy with incentives for matching the quality of the  
53 water to the use; (11) meet data collection and analysis needs to  
54 provide for data driven water planning and permitting decisions; (12)  
55 take into account the ecological, environmental, public health and  
56 safety and economic impact that implementation of the state water  
57 plan will have on the state; (13) include short and long-range objectives  
58 and strategies to communicate and implement the plan; (14) seek to  
59 incorporate regional and local plans and programs for water use and  
60 management and plans for water and sewerage facilities in the state  
61 water plan; (15) promote intraregional solutions and sharing of water  
62 resources; (16) develop and recommend strategies to address climate  
63 resiliency including the impact of extreme weather events; and (17)  
64 identify modifications to laws and regulations that are necessary in  
65 order to implement the recommendations of the state water plan.

66 (c) The Water Planning Council shall provide a time period of not  
67 less than one hundred twenty days for public review and comment  
68 prior to finalizing such plan. The Commissioners of Public Health and  
69 Energy and Environmental Protection, the chairperson of the Public  
70 Utilities Regulatory Authority and the Secretary of the Office of Policy  
71 and Management shall post such draft plan and information  
72 concerning such comment period in a conspicuous location on their  
73 respective web sites. The Council on Environmental Quality shall post  
74 such draft plan and information concerning such comment period in  
75 the Environmental Monitor. The Water Planning Council shall  
76 advertise and hold not less than one public hearing during such public  
77 review and comment period. After such public comment period, the  
78 council shall fully consider all written and oral comments concerning  
79 the proposed state water plan. The council shall make available the  
80 electronic text of the finalized state water plan on an Internet web site  
81 where the finalized state water plan shall be posted and a report  
82 summarizing: (1) All public comments received pursuant to this

83 subsection, and (2) the changes made to the finalized state water plan  
84 in response to such comments and the reasons for such changes.

85 (d) Not later than January 1, 2018, the Water Planning Council, in  
86 accordance with section 11-4a, shall submit the state water plan to the  
87 joint standing committees of the General Assembly having cognizance  
88 of matters relating to the environment, public health, planning and  
89 development and energy and technology. The council shall submit  
90 such report to the Governor electronically. Said joint standing  
91 committees may conduct a joint public hearing on the state water plan  
92 and (1) submit the plan with said joint standing committees' joint  
93 recommendation for approval to the General Assembly, or (2) return  
94 the plan to the Water Planning Council indicating their disapproval  
95 and any recommendations for revisions to the plan by said council.

96 (e) The state water plan shall become effective when adopted by an  
97 affirmative vote of the General Assembly as the state water plan for the  
98 state.

99 (f) In the event that said joint standing committees do not  
100 recommend approval of the plan or the General Assembly does not  
101 adopt the plan by affirmative vote, the plan shall be returned to the  
102 Water Planning Council for revisions and resubmittal to the General  
103 Assembly in accordance with the provisions of subsection (d) of this  
104 section.

105 (g) The Water Planning Council may submit the state water plan or  
106 a revised state water plan in a subsequent session of the General  
107 Assembly for approval in accordance with the provisions of this  
108 section.

109 (h) If the state water plan is not adopted by an affirmative vote of  
110 the General Assembly on or before twenty-four months after the date  
111 of its original submittal pursuant to subsection (d) of this section, then  
112 it shall be forwarded to the Governor for adoption or rejection.

113 (i) The Water Planning Council shall oversee the implementation

114 and periodic updates of the state water plan. On or before January 1,  
 115 2016, and annually thereafter, the Water Planning Council shall submit  
 116 a report, in accordance with section 11-4a, to the joint standing  
 117 committees of the General Assembly having cognizance of matters  
 118 relating to the environment, public health, planning and development  
 119 and energy and technology on the status of the development and  
 120 implementation of the state water plan and any updates to such plan.  
 121 On and after January 1, 2016, the report required by this subsection  
 122 shall supplant the requirement for an annual report as required  
 123 pursuant to section 25-33o.

124 (j) In the event of conflict between any provision of the State Water  
 125 Plan and any provision of the general statutes, the provision of the  
 126 general statutes shall control."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	22a-352