

Legislative History for Connecticut Act

PA 18-181

HB5360

House	6611-6632	22
Senate	2944-2945, 2984-2986	5
		27

The Connecticut General Assembly did not transcribe Joint Standing Committee Public Hearings. Legislative history for 2018 Public Acts consists of House and Senate transcripts only.

Transcripts from the Senate and House of Representatives Proceedings
Joint Standing Committee Public Hearing – Not Transcribed

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Connecticut
Gen.Assembly
House

Proceedings

2018

Vol. 61

Part 17

6362-6792

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CLERK:

Senate Bill 323, as in concurrence with the
Senate

Total number Voting	150
Necessary for Passage	76
Those voting Yea	150
Those voting Nay	0
Absent not Voting	0

DEPUTY SPEAKER RYAN (139TH):

The bill passes in concurrence with the Senate.

The Chamber will stand at ease.

The Chamber will come back to order. Will the clerk please call Calendar No. 92?

CLERK:

On page 5, Calendar 92, Substitute House Bill No. 5360, AN ACT CONCERNING REVISIONS TO CERTAIN ENVIRONMENTAL QUALITY AND CONSERVATION PROGRAMS OF THE DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION. Favorable report of the Joint Standing Committee on Environment. Representative Demicco, the distinguished chair of the Environment Committee, sir, you have the floor.

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REP. DEMICCO (21ST):

Thank you very much, Mr. Speaker. Mr. Speaker,
I move for acceptance of the Joint Committee's
favorable report and passage of the bill.

DEPUTY SPEAKER RYAN (139TH):

The question before the Chamber is on
acceptance of the Joint Committee's favorable report
and passage of the bill. Representative Demicco,
you have the floor.

REP. DEMICCO (21ST):

Thank you, Mr. Speaker. Mr. Speaker, this bill
does several things. It allows for leaf compositing
facilities to be granted an exemption from obtaining
solid waste and water discharge permits under
certain conditions. It requires anyone who
possesses, breeds, propagates, or sells fallow deer
to obtain a game breeder's license from the
Department of Energy and Environmental Protection.
It allows the commissioner of DEEP to establish and
issue lifetime authorizations for hunting and
fishing. And, Mr. Speaker, the clerk has an
amendment. It is LCO 5686. I'd ask the clerk to

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please call the amendment and I be given -- that I
be granted leave of the Chamber to summarize.

DEPUTY SPEAKER RYAN (139TH):

Will the clerk please call LCO 5686? It will
be designated House Amendment Schedule "A".

CLERK:

House Amendment Schedule "A", LCO 5686 offered
by Representative Demicco, Representative Harding,
et al.

DEPUTY SPEAKER RYAN (139TH):

The representative seeks leave of the Chamber
to summarize the amendment. Is there objection to
summarization? Is there objection? I'm hearing
none. Representative Demicco, you may proceed with
summarization.

REP. DEMICCO (21ST):

Thank you very much, Mr. Speaker. Mr. Speaker,
this amendment has several provisions. It -- it
directs the commissioner of the Department of Energy
and Environmental Protection to adopt regulations
regarding the taking of carp by bow and arrow. It
also refers to -- makes some changes to the

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Department of Agriculture's buy, protect, sell land purchasing procedures. It calls for a working group involving representatives of the apparel industry and the environmental community to be -- to be formed in order to -- to develop consumer awareness and an education program concerning the presence of microfiber pollution. It requires facilities that are required to prepare or have available a -- a hazardous -- I am told that I should move adoption of the -- of the amendment, and that's what I will do. I move adoption.

DEPUTY SPEAKER RYAN (139TH):

Thank you, sir. I was -- I thought you'd be getting to it. Will you remark further? Will you remark further? Please proceed, Representative Demicco.

REP. DEMICCO (21ST):

Um.

DEPUTY SPEAKER RYAN (139TH):

Are you finished?

REP. DEMICCO (21ST):

I am finished, yes.

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DEPUTY SPEAKER RYAN (139TH):

Okay. Will you remark further on the amendment before us? Will you remark further on the amendment before us? Representative Harding, sir, you have the floor.

REP. HARDING (107TH):

Thank you very much, Mr. Speaker. A few questions to the proponent, if I may?

DEPUTY SPEAKER RYAN (139TH):

Please proceed, sir.

REP. HARDING (107TH):

Thank you, Mr. Speaker. So, just going on to the amendment, particularly in regards to carp. If the good proponent could explain what has occurred recently in regards to bow fishing in regards to carp and what this particular amendment does to address that?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, sir. Representative Demicco, can you explain that?

REP. DEMICCO (21ST):

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Yes, Mr. Speaker. Recently, regulations were adopted with regards to carp fishing, and there were -- it was -- the regulations were somewhat resulted in a misunderstanding I guess is the best way to put it between the people who fish for carp with -- with bows and -- and the anglers in carp fishing, so what this amendment would do is -- is say that the commissioner will adopt regulations that would clarify the misunderstanding that occurred recently.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, Representative Demicco.

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker, and thank you to the proponent for the clarification. So, through you Mr. Speaker, if I may, just to clarify. This means that the regulations in regards to fishing carp current will not apply to bow fishing of carp and that it will allow a period of time for bow fisherman to work with the commissioner and discuss regulations for that separately. Is that correct?

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Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes. Thank you, Mr. Speaker. Yes, after the regulations are adopted. That is correct.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. And, just moving on to the other section of the amendment very quickly. The other aspect of the bill -- excuse me of the amendment in my understanding is a buy -- buy, protect, sell program. If the good proponent could just quickly give a summary of that?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes. Yes. Thank you, Mr. Speaker. Yes, the buy, protect, sell program under this -- under this amendment would be changed. It would allow the

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commissioner to buy agricultural land and then sell it along with development rights to either a municipality or a nonprofit, and then immediately buy it back from the municipality or the nonprofit. What this would do -- it would streamline the time that it would take for landowners to execute such a transaction under the Farmland Protection Program, and most importantly, it's going to allow the state of Connecticut to leverage federally reimbursed conservation money from the -- from the USDA Natural Resources Conservation Service. The -- so this would get us money from the feds in order to effectuate this program.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker, and through you Mr. Speaker, looking at the section 502 of the amendment, my understanding is -- is that this section institutes a task force or a study in regards to microfibers and that this -- this study

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would have the clothing and -- and apparel industry involved in that study. Is that summary correct?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

That is correct.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. Also, further understanding is section 503 of the amendment involves a requirement that all those chemical plants who are already required by law to do an update on a periodic basis would have to consider the aspects of shoreline rising or shoreline aspect and update their plan accordingly. Is that true?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

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Yes, that is correct, Mr. Speaker. They would have to take that into consideration in the updating of their plans.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. And, it's my understanding that the law already requires these facilities to -- to create an updated plan periodically, so this doesn't put another mandate for them to update a plan. This is only when they're updating the plan they have to consider this. Is that correct?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Mr. Speaker, the gentleman has done his homework. That is correct.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

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REP. HARDING (107TH):

Thank you, Mr. Speaker. I didn't do it in school, so it's good I'm doing it here. Thank you. Just quickly, there's another aspect of the bill, if I may -- excuse me, the amendment section 504 involves, to my understanding, a -- a climate change aspect to education. If the good proponent could please explain that?

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes, Mr. Speaker. This -- this part of the amendment would direct the state Board of Education to make available curriculum materials and other materials to assist and encourage local boards of education to -- to -- in their teaching of climate change consistent with the next generation science standards, which has already been adopted about, I believe, it was 3 years ago by the -- by the state Board of Education.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

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Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. And, it's my understanding that previously other bills, particularly in regards to climate education was a mandate. It's my understanding that this is no longer a mandate. Is that correct?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Through you, Mr. Speaker, that is correct.
This is a may, not a shall.

Through you.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. I further understand that section 505 of this amendment involves a -- some changes to our Sunday bowhunting laws. If the good proponent could please explain that?

Through you, Mr. Speaker.

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DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes, through you Mr. Speaker, as you may know and as the good gentleman knows, currently, bowhunting of deer is allowed on - on Sundays in deer management zones that are -- that are delineated throughout the state of Connecticut. This portion of the -- of the amendment would allow for bowhunting of deer on Sundays throughout that state of Connecticut on private property, specifically with the permission of the private property owner.

Through you, Madam Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. Moving on if I may, Mr. Speaker, to section 506? Through you, my understanding is that section 506 of this amendment is certainly a technical change requested by the Department of Agriculture to allow us to -- to collection on potential federal -- federal funds

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through simply a name change in the program that the state would participate in. Is that a good summary?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes, that is correct, Mr. Speaker. The name of the program was changed from the Farm and Ranchland Protection Program to the Agricultural Conservation Easement Program, and by -- by this simple change in this amendment, we are eligible for -- for approximately \$14-million-dollars in federal money, so this is something that really needs to be done, and I'll leave it at that.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, representative. Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. And, finally on the last section of the amendment, section 508, this provides a 2-year pilot program that municipalities

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can optionally participate in. I think it's currently one municipality can optionally participate in through the offices of DEEP, which would allow them to separate recyclables, particularly glass and plastics, and other recyclables. Could the good proponent just quickly give a summary on that particular program?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes, through you Mr. Speaker, as you may know, glass is probably the biggest problem with regards to the statewide recycling. The attempt here is to create a pilot program for one municipality. They would -- the municipality would direct the residents to separate glass from their curbside recycling. The municipality would have to provide a location for that glass to be dropped off at no charge to the residents, and again, this is a pilot program and the commissioner -- after -- you know -- after the 2 years, the commissioner would report back to the

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Environment Committee about the efficacy of the program.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Harding.

REP. HARDING (107TH):

Thank you, Mr. Speaker. So, just quickly in summary this is a combination and a real working group from both democrats and republicans to try to get a good amendment done, and I do support this amendment overall, and I would urge my colleagues to do the same. Thank you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, sir. Will you remark further on the amendment before us? Will you remark further on the amendment before us? Representative Buckbee from the 76th, sir.

REP. BUCKBEE (76TH):

Thank you, Mr. Speaker. Just a quick question to the proponent of the bill, if I may?

DEPUTY SPEAKER RYAN (139TH):

Please proceed.

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REP. BUCKBEE (76TH):

I'm reading through with the extended carp fishing and extended for bowhunting for carp, and from what I've seen in my area, there's been a lot of misuse of that with fish that are thrown back with a hole in the fish, I guess my question is why is this serving stronger to bowhunting for fishing at this time extending the fishing season and extending where it is?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Yes, through you Mr. Speaker, as I indicated earlier, this -- what this proposes is to allow the commissioner to adopt regulations after -- after consulting with both groups, the bowhunters as well as the anglers, to come up with regulations that would satisfy the needs of both of these groups, so - so I think it's a reasonable compromise.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

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Thank you, representative. Representative
Buckbee.

REP. BUCKBEE (67TH)

Thank you, Mr. Speaker. I guess I'm confused
on the compromise if it extends for the bowhunting,
for the fishing. Is there any extended policing of
this abuse of bow fishing?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Demicco.

REP. DEMICCO (21ST):

Through you Mr. Speaker, my understanding from
the department is this just maintains the status quo
until such time as they can work out an arrangement
that's satisfactory to all parties, so it does
maintain the status quo.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Representative Buckbee.

REP. BUCKBEE (67TH):

Thank you, Mr. Speaker. That's all. Thank
you.

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DEPUTY SPEAKER RYAN (139TH):

Thank you, representative. Representative
Piscopo of the 76th, sir, you have the floor.

REP. PISCOPO (76TH):

Thank you, Mr. Speaker. A quick question to
the proponent.

DEPUTY SPEAKER RYAN (139TH):

Please proceed, sir.

REP. PISCOPO (76TH):

Thank you, Mr. Speaker. On lines 263 of the
education section of the bill -- the education
curriculum. It says that the Department of
Environmental -- Energy and Environmental Protection
should be available to each local and regional
school board of education for the development of
curriculum. Is that reflected in the fiscal note of
this bill. That -- do they have the manpower to be
available to each and every local board of education
to develop a curriculum?

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, representative. Can I just ask the

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Chamber to quiet down so that Representative Piscopo can hear Representative Demicco's answer, please.

Representative Demicco.

REP. DEMICCO (21ST):

Yes, through you -- through you Speaker, the curriculum already exists, so there is no need to hire anyone else, and I would point out that in the fiscal note for this amendment it is indicated by OSA that -- that the amendment contains other provisions other than the one regarding land purchase. Other provisions, which are not anticipated to result in a fiscal impact.

Through you, Mr. Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, representative. Representative Piscopo.

REP. PISCOPO (76TH):

Thank you, Mr. Speaker. Just real quick. The next generation science standards. I'm not familiar with the climate change part of the next generation science standards. Do you know this is a controversial subject among scientists, and I'm just

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hoping that they show both sides of that -- of that
issue when educating our young? Thank you, Mr.
Speaker.

DEPUTY SPEAKER RYAN (139TH):

Thank you, representative. Will you remark
further on the amendment before us? Will you remark
further on the amendment before us? If not, let me
try your minds. All those in favor of the
amendment, signify by saying aye.

REPRESENTATIVES:

Aye.

DEPUTY SPEAKER RYAN (139TH):

Nay -- those opposed? Nay - excuse me. The
ayes have it. The amendment passes (Gavel). Will
you remark further on the bill as amended? Will you
remark further on the bill as amended? If not, will
staff and guests please come to the well of the
House? Will the members take your seats, and the
machine will be open? [Ringing]

CLERK:

The House of Representatives is voting by roll.
Members to the Chamber. The House of

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Representatives is voting by roll. Members to the Chamber.

DEPUTY SPEAKER RYAN (139TH):

Will the clerk announce the tally?

CLERK:

House Bill 5360 as amended by House "A"

Total number Voting	150
Necessary for Passage	76
Those voting Yea	109
Those voting Nay	41
Absent not Voting	0

DEPUTY SPEAKER RYAN (139TH):

The bill as amended is passed (Gavel). Will the clerk please call Calendar No. 538?

CLERK:

On page 36, Calendar 538, Senate Bill 256, AN
ACT CONCERNING RACIAL AND ETHNIC IMPACT STATEMENTS.
Favorable report of Joint Standing Committee on
Government Administration and Elections.

DEPUTY SPEAKER RYAN (139TH):

Representative Fox, sir, you have the floor.

REP. FOX (148TH):

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THE CHAIR:

Mr. Clerk.

CLERK:

On page 42, Calendar 55 -- 555 rather, substitute for ~~House Bill No. 5360~~ - AN ACT CONCERNING REVISIONS TO CERTAIN ENVIRONMENTAL QUALITY AND CONSERVATION PROGRAMS OF THE DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION.

THE CHAIR:

Senator Miner, you have the floor.

SENATOR MINER (30TH):

Thank you, Madam President. Madam President, I move acceptance and adoption of the Joint Committee's favorable report in concurrence with the House.

THE CHAIR:

The motion is acceptance and passage in concurrence with the House. Will you remark.

SENATOR MINER (30TH):

Yes. Thank you, Madam President. Madam President, what this is is an Environment Committee kind of n omnibus bill. It includes a number of things including changes to the composting process. It includes language for the Department of Agriculture relative to federal grants. It includes language for the Department of Agriculture for what's called the Buy-Sell-Buy agreement which allows the

Department of Agriculture to access more real -- property. It also includes language to fix an issue with a change in regulation relative to bowfishing and requires the commissioner to adopt regulations. It extend -- it expands the area of the Sunday bow hunting process, which is with private property only with permission of the landholder. And I move adoption.

THE CHAIR:

Thank you, sir. Will you remark further? Senator Kennedy.

SENATOR KENNEDY (12TH):

Yes, very briefly. The hour is late. I just rise to express my strong support of this bill. It's an environmental accommodation of important issues that are facing our environment and our agencies and I urge our colleagues to adopt this measure.

THE CHAIR:

Thank you, Senator Kennedy. Will you remark further? Senator Miner, you have the floor.

SENATOR miner

Thank you, Madam President. Without objection, I'd ask that this be put on consent.

THE CHAIR:

Seeing no objection, so ordered, sir. Senator Duff.

SENATOR DUFF (25TH):

SENATOR DUFF (25TH):

Thank you, Madam President. Madam President, will the Clerk now please call the items on our Consent - I think our fourth Consent Calendar? Three? Something. Consent Calendar No. 3, and then followed by a vote on our Consent Calendar, please.

THE CHAIR:

Mr. Clerk?

CLERK:

From today's Agenda, Senate Bill 483, House Bill 5348, House Joint Resolution N. 13, House Bill 5206, House Bill 5509, House Joint Resolution No. 13, House Bill 5313, House Bill 5155. On page 12, Calendar 269, House Bill 5304; page 12, Calendar 270, House Bill 5375; page 13, Calendar 272, House Bill 5253; page 16, Calendar 306, House Bill 364; Calendar 304, House Bill 5177; on page 17, Calendar 309, House Bill 5335; page 23, Calendar 376, House Bill 5439; page 23, Calendar 375, House Bill 5455; page 23, Calendar 373, House Bill 5383; page 24, Calendar 382, House Bill 5419; page 27, Calendar 433, House Bill 5438; page 28, Calendar 439, 5254; 29, 5445, House Bill 5129; page 29, Calendar 444, House Bill 5241; page 29, 443, House Bill 5354; page 30, Calendar 472, House Bill 5257; 471, 5440; page 30, Calendar 450, House Bill 5258; page 31, Calendar 474, House Bill 5203; Calendar 476, House Bill 5239; Calendar 475, House Bill 5332.

Also on page 31, Calendar 485, House Bill 4233; page 32, Calendar 480, House Bill 5477; page 32, Calendar 490, House Bill 5563; page 32, Calendar 489, House

Bill ~~5478~~. On page 33, Calendar 496, House Bill 5175; page 33, 497, House Bill 5293. Also on page 33, Calendar 495, House Bill 5204; page 34, Calendar 500, House Bill 5503; Calendar 502, House Bill 5228; page 35, Calendar 508, House Bill 5555; page 35, Calendar 508 -- I'm sorry, 507, House Bill 5424.

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Page 35, Calendar 512, House Bill 5481; page 35, Calendar 410, House Bill 5234; page 36, Calendar 568, House Bill 5208, Calendar 514, House Bill 5557; page 37, Calendar 521, House Bill 5426; Calendar 519, House Bill 5274; Calendar 520, House Bill 5447.

On page 38, Calendar 534, House Bill 5490; page 39, Calendar 540, House Bill 5534; Calendar 537, House Bill 5452. On page 40, Calendar 543, House Bill 5149; Calendar 546, House Bill 5247. On page 41, Calendar 550, House Bill 5190; 547, House Bill 5575; also 548, House Bill 5220. On page 42, Calendar 553, House Bill 5191; Calendar 555, House Bill 5360. On page 43, Calendar 557, House Bill 5309.

THE CHAIR:

Mr. Clerk, will you call for a roll call vote on the Consent Calendar.

CLERK:

Immediate roll call has been ordered in the Senate on Consent Calendar 3. Immediate roll call has been ordered in the Senate.

THE CHAIR:

Mr. Clerk, we're gonna get you an auctioneer's job. Great job. Great job, Mr. Clerk. That was fast.

If all members have voted, all members have voted,
the machine will be closed. Mr. Clerk will you call
a tally?

CLERK:

Consent Calendar No. 3,

Total number voting	36
Those voting Yea	36
Those voting Nay	0
Absent and not voting	0

THE CHAIR:

Consent Calendar 3 has now been adopted. (Gavel)
Senator Duff.

SENATOR DUFF (25TH):

Thank you, Madam President. A great way to finish
strong. I would just -- we can give each other --
give ourselves a hand for such a strong finish.

THE CHAIR:

Yes! (Applause) Will you remark further? Senator
Duff.

SENATOR DUFF (25TH):

Thank you, Madam President. I just wanted to rise
because we -- to remind folks that we have a
convention at 12:01 down in the House Chamber. And
I just wanted to take this opportunity to thank
everyone for all their hard work during this