



General Assembly

January Session, 2019

Raised Bill No. 998

LCO No. 5133



Referred to Committee on ENVIRONMENT

Introduced by:
(ENV)

**AN ACT CONCERNING MINOR REVISIONS TO ENVIRONMENT
RELATED STATUTES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsections (d) and (e) of section 15-154 of the general
2 statutes are repealed and the following is substituted in lieu thereof
3 (*Effective from passage*):

4 (d) Upon the immediate approach of a law enforcement vessel
5 using an audible signal device [and] or flashing blue lights or a fire
6 rescue vessel using an audible signal device [and] or flashing red or
7 yellow lights, any person operating a vessel shall immediately slow to
8 a speed sufficient to maintain steerage only, shall alter course, within
9 its ability, so as not to inhibit or interfere with the operation of the law
10 enforcement vessel or fire rescue vessel, and shall proceed, unless
11 otherwise directed by an officer in the law enforcement vessel or fire
12 rescue vessel, at a reduced speed until beyond the area of operation of
13 the law enforcement vessel or fire rescue vessel. Any person operating
14 a vessel who wilfully or negligently obstructs or retards any law
15 enforcement or fire rescue vessel answering an emergency call or in

16 pursuit of fleeing law violators shall be fined not more than two
17 hundred fifty dollars.

18 (e) Any person operating a vessel passing within two hundred feet
19 of a stationary law enforcement vessel using an audible signal device
20 [and] or flashing blue lights or a stationary fire rescue vessel using
21 flashing red or yellow lights shall reduce speed to a speed of slow-no-
22 wake until there is a distance of more than two hundred feet between
23 such person's vessel and the law enforcement vessel or fire rescue
24 vessel. For purposes of this subsection, "slow-no-wake" means
25 operation of a vessel at a speed that does not produce more than a
26 minimum wake and is not greater than six miles per hour over ground,
27 unless a higher minimum speed is necessary to maintain steerage
28 when traveling with a strong current.

29 Sec. 2. Subsection (b) of section 22a-60 of the general statutes is
30 repealed and the following is substituted in lieu thereof (*Effective from*
31 *passage*):

32 (b) The applicant or licensee and the proposed transferee shall
33 register any such proposed transfer of an application for a license or a
34 license, as applicable, with the commissioner within thirty days of the
35 transfer of ownership of the facility for which the license is sought or
36 has been issued. Such registration shall be on forms to be prescribed by
37 the commissioner and accompanied by a fee established by the
38 commissioner to cover costs of processing the transfer of the
39 application for a license or the license, as applicable. Upon receipt of a
40 registration of a proposed transfer of an application for a license or a
41 license pursuant to this section, if the commissioner determines that
42 the transferee is able to comply with the terms and conditions of the
43 application for a license or license, as applicable, the commissioner
44 shall send a notice to the applicant for a license or the licensee, as
45 applicable, and the proposed transferee which confirms the
46 registration and acknowledges the applicability of the application for a
47 license or license to the transferee. The commissioner may include in
48 such transferred license any new conditions as may be necessary to

49 enable the transferee to comply with the original terms and conditions
50 of the license.

51 Sec. 3. Subsections (c) and (d) of section 22a-58 of the general
52 statutes are repealed and the following is substituted in lieu thereof
53 (*Effective from passage*):

54 (c) Private applicators shall maintain a record with respect to each
55 use of restricted use pesticides, which shall include, but not be limited
56 to, the following information: (1) The name of the applicator, (2) the
57 kind and amount of pesticide used, (3) the date and place of
58 application, and (4) the crop or site treated and the amount of acreage
59 treated. [A copy of the record shall be submitted to the commissioner
60 on or before January thirty-first for the preceding calendar year in
61 which the application was made.] Such record shall be: (A) Compiled
62 in a format that may be prescribed by the commissioner, (B)
63 maintained by the private applicator for a period of not less than five
64 years from the date the record is made, and (C) made available to the
65 commissioner upon request.

66 (d) Commercial applicators shall maintain records with respect to
67 their use of and supervision of the use of pesticides. Such records shall
68 be maintained for not less than five years after the date of application
69 and shall include, but not be limited to, the (1) name and certification
70 number of the commercial supervisor and the commercial operator, (2)
71 kind and amount of pesticide used, (3) date and place of application,
72 (4) pest treated for, and (5) crop or site treated. [A summary of the
73 items maintained under subdivisions (1) and (2) shall be submitted to
74 the commissioner on or before January thirty-first for the preceding
75 calendar year in which the application was made on such form as the
76 commissioner may prescribe.] Such records shall be: (A) Compiled in a
77 format that may be prescribed by the commissioner, (B) maintained by
78 the private applicator for a period of not less than five years from the
79 date such records are made, and (C) made available to the
80 commissioner upon request.

81 Sec. 4. Section 22a-66g of the general statutes is repealed and the
82 following is substituted in lieu thereof (*Effective from passage*):

83 (a) A pesticide application business shall maintain records for not
84 less than five years from the date such record is made or amended,
85 whichever is later. The record shall indicate:

86 (1) For each application of a pesticide made on behalf of the
87 business, (A) the name and certification number of the commercial
88 supervisor and the commercial operator, (B) the kind and amount of
89 pesticide used and the amount of acreage treated, if applicable, (C) the
90 date and place of application, (D) the pest treated for, and (E) the crop
91 or site treated;

92 (2) A list of the names and corresponding Environmental Protection
93 Agency registration numbers of any pesticide applied by the business;
94 and

95 (3) The name and applicator certification number of each certified
96 commercial pesticide applicator, operator or supervisory, who is an
97 employee or agent of the business, and a list of the types of
98 applications which each is performing.

99 (b) Information required under subdivision (2) of subsection (a) of
100 this section may be kept separately from the records required by
101 subdivision (1) of said subsection or may be integrated with such
102 records by including on the record of each pesticide application the full
103 name and Environmental Protection Agency registration number of
104 the pesticide used.

105 (c) All records and information required to be kept pursuant to this
106 section shall be kept at the registrant's place of business, shall be made
107 available to the commissioner upon request and may be inspected by
108 the commissioner pursuant to section 22a-59. If the registrant's place of
109 business is outside of the state, the records and information shall be
110 made available to the commissioner at a location in the state not more
111 than ten days after receipt of a request for inspection from the

112 commissioner.

113 (d) A pesticide application business shall, upon written request,
114 provide a customer with a copy of the record which is required to be
115 kept pursuant to this section and which pertains to a pesticide
116 application performed for that customer.

117 Sec. 5. Subsection (c) of section 22-11h of the general statutes is
118 repealed and the following is substituted in lieu thereof (*Effective from*
119 *passage*):

120 (c) Individual structures used for aquaculture as defined in section
121 22-11c, including, but not limited to, racks, cages or bags, as well as
122 buoys marking such structures, which [do not otherwise require] have
123 a permit under federal Army Corps of Engineers regulations and do
124 not interfere with navigation in designated or customary boating or
125 shipping lanes and channels, shall be placed in leased or designated
126 shellfish areas and shall be exempt from the requirements of sections
127 22a-359 to 22a-363f, inclusive.

128 Sec. 6. Section 22a-73 of the general statutes is repealed and the
129 following is substituted in lieu thereof (*Effective from passage*):

130 (a) To carry out and effectuate the purposes and policies of this
131 chapter it is the public policy of the state to encourage municipal
132 participation by means of regulation of activities causing noise
133 pollution within the territorial limits of the various municipalities. To
134 that end, any municipality may develop and establish a
135 comprehensive program of noise regulation. Such program may
136 include a study of the noise problems resulting from uses and activities
137 within its jurisdiction and its development and adoption of a noise
138 control ordinance.

139 (b) Any municipality may adopt, amend and enforce a noise control
140 ordinance which may include the following: (1) Noise levels which
141 will not be exceeded in specified zones or other designated areas; (2)
142 designation of a noise control officer and the designation of an existing

143 board or commission, or the establishment of a new board or
144 commission to direct such program; (3) implementation procedures of
145 such program and the relation of such program to other plans within
146 the jurisdiction of the municipality; (4) procedures for assuring
147 compliance with state and federal noise regulations; (5) noise level
148 restrictions applicable to construction activities, including limitation on
149 on-site hours of operation.

150 (c) [No ordinance shall be effective until such ordinance has been
151 approved by the commissioner. No] Any such ordinance shall be
152 [approved unless it is in conformity with] at least as stringent as any
153 state noise control plan, including ambient noise standards, adopted
154 pursuant to section 22a-69 or any standards or regulations adopted by
155 the administrator of the United States Environmental Protection
156 Agency pursuant to the Noise Control Act of 1972 (P.L. 92-574) or any
157 amendment thereto. Notwithstanding the provisions of this
158 subsection, any municipality may adopt more stringent noise
159 standards than those adopted by the commissioner, [provided such
160 standards are approved by the commissioner.]

161 Sec. 7. Section 23-53 of the general statutes is repealed and the
162 following is substituted in lieu thereof (*Effective from passage*):

163 The Governor on behalf of this state is authorized to enter into a
164 compact, substantially in the following form, with any one or more of
165 the states of Maine, Massachusetts, New Hampshire, New York,
166 Rhode Island and Vermont and with such other states of the United
167 States or provinces of the Dominion of Canada as may legally join
168 therein:

169 NORTHEASTERN INTERSTATE FOREST FIRE

170 PROTECTION COMPACT

171 ARTICLE I

172 The purpose of this compact is to promote effective prevention and

173 control of forest fires in the northeastern region of the United States
174 and adjacent areas in Canada by the development of integrated forest
175 fire plans, by the maintenance of adequate forest fire fighting services
176 by the member states, by providing for mutual aid in fighting forest
177 fires among the states of the region and for procedures that will
178 facilitate such aid, and by the establishment of a central agency to
179 coordinate the services of member states and perform such common
180 services as member states may deem desirable.

181 **ARTICLE II**

182 This agreement shall become operative immediately as to those
183 states ratifying it whenever any two or more of the states of Maine,
184 New Hampshire, Vermont, Rhode Island, Connecticut, New York and
185 the Commonwealth of Massachusetts have ratified it and the Congress
186 has given its consent. Any state not mentioned in this article which is
187 contiguous with any member state may become a party to this
188 compact. Subject to the consent of the Congress of the United States,
189 any province of the Dominion of Canada which is contiguous with any
190 member state may become a party to this compact by taking such
191 action as its laws and the laws of the Dominion of Canada may
192 prescribe for ratification. In this event, the term "state" in this compact
193 shall include within its meaning the term "province" and the
194 procedures prescribed shall be applied in the instance of such
195 provinces, in accordance with the forms and practices of the Canadian
196 government.

197 **ARTICLE III**

198 Each state joining herein shall appoint three representatives to a
199 commission hereby designated as the Northeastern Forest Fire
200 Protection Commission. One shall be the state forester or officer
201 holding an equivalent position in such state who is responsible for
202 forest fire control. The second shall be a member of the legislature of
203 such state designated by the commission or committee on interstate
204 cooperation of such state, or if there be none, or if said commission on

205 interstate cooperation cannot constitutionally designate the said
206 member, such legislator shall be designated by the governor thereof;
207 provided that if it is constitutionally impossible to appoint a legislator
208 as a commissioner from such state, the second member shall be
209 appointed by the governor of said state in his discretion. The third
210 member shall be a person designated by the governor as the
211 responsible representative of the governor. In the event that any
212 province of the Dominion of Canada shall become a member of this
213 commission, it shall designate three members who will approximate
214 this pattern of representation to the extent possible under the law and
215 practices of such province. This commission shall be a body corporate
216 with the powers and duties set forth herein.

217 **ARTICLE IV**

218 It shall be the duty of the commission to make inquiry and ascertain
219 from time to time such methods, practices, circumstances and
220 conditions as may be disclosed for bringing about the prevention and
221 control of forest fires in the area comprising the member states, to
222 coordinate the forest fire plans and the work of the appropriate
223 agencies of the member states and to facilitate the rendering of aid by
224 the member states to each other in fighting forest fires.

225 The commission shall formulate and, in accordance with need, from
226 time to time, revise a regional forest fire plan for the entire region
227 covered by the compact which shall serve as a common forest fire plan
228 for that area.

229 The commission shall, more than one month prior to any regular
230 meeting of the legislature in any signatory state, present to the
231 governor and to the legislature of the state its recommendations
232 relating to enactments to be made by the legislature of that state in
233 furthering the interests and purposes of this compact.

234 The commission shall consult with and advise the appropriate
235 administrative agencies of the states party hereto with regard to
236 problems connected with the prevention and control of forest fires and

237 recommend the adoption of such regulations as it deems advisable.

238 The commission shall have power to recommend to the signatory
239 states any and all measures that will effectuate the prevention and
240 control of forest fires.

241 ARTICLE V

242 Any two or more member states may designate the Northeastern
243 Forest Fire Protection Commission as a joint agency to maintain such
244 common services as those states deem desirable for the prevention and
245 control of forest fires. Except in those cases where all member states
246 join in such designation for common services, the representatives of
247 any group of such designating states in the Northeastern Forest Fire
248 Protection Commission shall constitute a separate section of such
249 commission for the performance of the common service or services so
250 designated provided that, if any additional expense is involved, the
251 state so acting shall appropriate the necessary funds for this purpose.
252 The creation of such a section as a joint agency shall not affect the
253 privileges, powers, responsibilities or duties of the states participating
254 therein as embodied in the other articles of this compact.

255 ARTICLE VI

256 The commission may request the United States Forest Service to act
257 as the primary research and coordinating agency of the Northeastern
258 Forest Fire Protection Commission, in cooperation with the
259 appropriate agencies in each state and the United States Forest Service
260 may accept the initial responsibility in preparing and presenting to the
261 commission its recommendations with respect to the regional fire plan.
262 Representatives of the United States Forest Service may attend
263 meetings of the commission and of groups of member states.

264 ARTICLE VII

265 The commission shall annually elect from its members a chairman
266 and a vice-chairman. The commission shall appoint such officers or

267 employees as may be required to carry the provisions of this compact
268 into effect, shall fix and determine their duties, qualifications and
269 compensation, and may at its pleasure, remove or discharge any such
270 officer or employee. The commission shall adopt rules and regulations
271 for the conduct of its business. It may establish and maintain one or
272 more offices for the transaction of its business and may meet at any
273 time or place but must meet at least once a year.

274 A majority of the members of the commission representing a
275 majority of the signatory states shall constitute a quorum for the
276 transaction of its general business, but no action of the commission
277 imposing any obligation on any signatory state shall be binding unless
278 a majority of the members from such signatory state shall have voted
279 in favor thereof. For the purpose of conducting its general business,
280 voting shall be by state units.

281 The representatives of any two or more member states, upon notice
282 to the chairman as to the time and purpose of the meeting, may meet
283 as a section for the discussion of problems common to those states.

284 Sections established by groups of member states shall have the same
285 powers with respect to officers, employees and the maintenance of
286 offices as are granted by this article to the commission. Sections may
287 adopt such rules, regulations and procedures as may be necessary for
288 the conduct of their business.

289 **ARTICLE VIII**

290 It shall be the duty of each member state to formulate and put in
291 effect a forest fire plan for that state and to take such measures as may
292 be recommended by the commission to integrate such forest fire plan
293 with regional forest fire plan.

294 Whenever the state forest fire control agency of a member state
295 requests aid from the state forest fire control agency of any other
296 member state in combatting, controlling or preventing forest fires, it
297 shall be the duty of the state forest fire control agency of that state to

298 render all possible aid to the requesting agency which is consonant
299 with the maintenance of protection at home.

300 Each signatory state agrees to render aid to the Forest Service or
301 other agencies of the government of the United States in combatting,
302 controlling or preventing forest fires in areas under their jurisdiction
303 located within the member state or a contiguous member state.

304 ARTICLE IX

305 Whenever the forces of any member state are rendering outside aid
306 pursuant to the request of another member state under this compact,
307 the employees of such state shall, under the direction of the officers of
308 the state to which they are rendering aid, have the same powers
309 (except the power of arrest), duties, rights, privileges and immunities
310 as comparable employees of the state to which they are rendering aid.

311 No member state or its officers or employees rendering outside aid
312 pursuant to this compact shall be liable on account of any act or
313 omission on the part of such forces while so engaged, or on account of
314 the maintenance or use of any equipment or supplies in connection
315 therewith.

316 All liability that may arise either under the laws of the requesting
317 state or under the laws of the aiding state or under the laws of a third
318 state on account of or in connection with a request for aid, shall be
319 assumed and borne by the requesting state.

320 Any member state rendering outside aid pursuant to this compact
321 shall be reimbursed by the member state receiving such aid for any
322 loss or damage to, or expense incurred in the operation of any
323 equipment answering a request for aid, and for the cost of all
324 materials, transportation, wages, salaries, and maintenance of
325 employees and equipment incurred in connection with such request.
326 Provided, that nothing herein contained shall prevent any assisting
327 member state from assuming such loss, damage, expense or other cost
328 or from loaning such equipment or from donating such services to the

329 receiving member state without charge or cost.

330 Each member state shall provide for the payment of compensation
331 and death benefits to injured employees and the representatives of
332 deceased employees in case employees sustain injuries or are killed
333 while rendering outside aid pursuant to this compact, in the same
334 manner and on the same terms as if the injury or death were sustained
335 within such state.

336 For the purposes of this compact the term employee shall include
337 any volunteer or auxiliary legally included within the forest fire
338 fighting forces of the aiding state under the laws thereof.

339 The commission shall formulate procedures for claims and
340 reimbursement under the provisions of this article.

341 Aid by a member state to an area subject to federal jurisdiction
342 beyond the borders of such state shall not be required under this
343 compact unless substantially the same provisions of this article relative
344 to powers, liabilities, losses and expenses in connection with such aid
345 are embodied in federal laws.

346 The provisions of this article that relate to the rendering of outside
347 aid in combating, controlling or preventing forest fires shall be
348 applicable to the provision of such aid by any state that is party to this
349 compact to any other state that is party to a regional forest fire
350 protection compact in another region provided the legislature of such
351 other state assents to the outside aid provisions of this compact.

352 ARTICLE X

353 When appropriations for the support of this commission or for the
354 support of common services maintained by the commission or a
355 section thereof under the provisions of article V are necessary, the
356 commission or a section thereof shall allocate the costs among the
357 states affected with consideration of the amounts of forested land in
358 those states that will receive protection from the service to be rendered

359 and the extent of the forest fire problem involved in each state, and
360 shall submit its recommendations accordingly to the legislatures of the
361 affected states.

362 The commission shall submit to the governor of each state, at such
363 time as he may request, a budget of its estimated expenditures for such
364 period as may be required by the laws of such state for presentation to
365 the legislature thereof.

366 The commission shall keep accurate books of account, showing in
367 full its receipts and disbursements, and said books of account shall be
368 open at any reasonable time to the inspection of such representatives
369 of the respective signatory states as may be duly constituted for that
370 purpose.

371 On or before the first day of December of each year, the commission
372 shall submit to the respective governors of the signatory states a full
373 and complete report of its activities for the preceding year.

374 **ARTICLE XI**

375 The representatives from any member state may appoint and
376 consult with an advisory committee composed of persons interested in
377 forest fire protection.

378 The commission may appoint and consult with an advisory
379 committee of representatives of all affected groups, private and
380 governmental.

381 **ARTICLE XII**

382 The commission may accept any and all donations, gifts and grants
383 of money, equipment, supplies, materials and services from the federal
384 or any local government, or any agency thereof and from any person,
385 firm or corporation, for any of its purposes and functions under this
386 compact, and may receive and utilize the same subject to the terms,
387 conditions and regulations governing such donations, gifts and grants.

388

ARTICLE XIII

389 Nothing in this compact shall be construed to authorize or permit
390 any member state to curtail or diminish its forest fire fighting forces,
391 equipment, services or facilities, and it shall be the duty and
392 responsibility of each member state to maintain adequate forest fire
393 fighting forces and equipment to meet normal demands for forest fire
394 protection within its borders.

395 Nothing in this compact shall be construed to limit or restrict the
396 powers of any state ratifying the same to provide for the prevention,
397 control and extinguishment of forest fires, or to prohibit the enactment
398 or enforcement of state laws, rules or regulations intended to aid in
399 such prevention, control and extinguishment in such state.

400 Nothing in this compact shall be construed to affect any existing or
401 future cooperative relationship or arrangement between the United
402 States Forest Service and a member state or states.

403

ARTICLE XIV

404 This compact shall continue in force and remain binding on each
405 state ratifying it until the legislature or the governor of such state takes
406 action to withdraw therefrom. Such action shall not be effective until
407 six months after notice thereof has been sent by the chief executive of
408 the state desiring to withdraw to the chief executives of all states then
409 parties to the compact.

410 Sec. 8. Subsection (c) of section 23-65h of the general statutes is
411 repealed and the following is substituted in lieu thereof (*Effective from*
412 *passage*):

413 (c) An application for the certification as a forest practitioner shall
414 be made to the Commissioner of Energy and Environmental Protection
415 and shall contain such information regarding the applicant's
416 qualifications and proposed operations and other relevant matters as
417 the commissioner deems necessary.

418 (1) The commissioner shall require the applicant for forester
419 certification to demonstrate, upon examination, that he possesses
420 adequate knowledge concerning the proper application of forest
421 management techniques, the ecological and environmental
422 consequences of harvesting activity and mitigating measures to be
423 employed to minimize possible adverse impacts on environmental
424 conditions within the harvest area.

425 (2) The commissioner shall require the applicant for supervising
426 forest products harvester certification to demonstrate, upon
427 examination, that [he] the applicant possesses adequate knowledge
428 concerning techniques and procedures normally employed in the
429 conduct and supervision of a harvest operation, the safe and
430 environmentally responsible operation of harvesting equipment, and
431 mitigating measures to be employed to minimize possible adverse
432 impacts of harvesting activity on environmental conditions within the
433 harvest area.

434 (3) The commissioner shall require the applicant for forest products
435 harvester certification to demonstrate, upon examination, that [he] the
436 applicant possesses adequate knowledge concerning techniques and
437 procedures normally employed in the conduct of a harvest operation
438 and the safe and environmentally responsible operation of harvesting
439 equipment, except that an applicant who demonstrates to the
440 satisfaction of the commissioner that [he] the applicant has engaged in
441 commercial forest practices at least once per year for the ten years
442 immediately preceding October 1, 1991, shall be exempt from such
443 examination requirement.

444 (4) (A) If the commissioner finds that the applicant is competent
445 with respect to the required qualifications, including those provided in
446 section 23-65o, [he] the commissioner shall certify the applicant to
447 perform such forest practices as appropriate to the requested
448 certification. The certification shall be valid for a period not to exceed
449 five years and may be renewed by the commissioner with or without
450 further examination. The commissioner may establish regulations for

451 forest practitioner certification so that one-fifth of the certificates expire
452 each year. The commissioner may certify a forest practitioner for less
453 than five years and prorate the registration fee accordingly to
454 implement the regulations established pursuant to this subsection.

455 (B) Notwithstanding the provisions of subparagraph (A) of this
456 subdivision, the commissioner may grant a sixty-day extension for any
457 forest practitioner who failed to submit a complete application for
458 renewal prior to the expiration date of such forest practitioner's
459 certification. Such forest practitioner shall submit a complete
460 application for renewal within such sixty-day extension period. Any
461 renewed certification issued by the commissioner pursuant to this
462 subparagraph shall not require reexamination by such forest
463 practitioner prior to such issuance but shall require the submission of
464 an additional fee, as determined by the commissioner.

465 (5) If the commissioner finds that the applicant is not competent
466 with respect to the requirements for the requested certification, the
467 commissioner shall refuse to issue the applicant a certificate. The
468 commissioner shall inform the applicant of the refusal in writing,
469 giving the reasons for such refusal. Any person aggrieved by such
470 refusal may, within thirty days from date of issuance of such denial,
471 request a hearing before the commissioner, which hearing shall be
472 conducted in accordance with chapter 54.

473 (6) The commissioner may certify without examination any person
474 who is certified: [in] (A) In another state under a law which provides
475 substantially similar qualifications for certification and which grants
476 similar privileges of certification without examination to residents of
477 this state certified under the provisions of this section, or (B) through
478 examination by the Society of American Foresters, or a similar
479 organization, that provides substantially similar qualifications for
480 certification provided such person can demonstrate knowledge of the
481 forestry laws of this state to the commissioner's satisfaction.

482 (7) The commissioner may, by regulation, adopted in accordance

483 with the provisions of chapter 54, prescribe fees for applicants to
484 defray the cost of administering examinations and carrying out the
485 provisions of this chapter. A state or municipal employee who engages
486 in activities for which certification is required by this section solely as
487 part of his employment shall be exempt from payment of a fee. Any
488 certificate issued to a state or municipal employee for which a fee has
489 not been paid shall be void upon termination of such government
490 employment.

491 (8) The commissioner may require the display of a decal or other
492 evidence, indicating that a commercial forest practitioner has met the
493 requirements of sections 23-65f to 23-65o, inclusive, in a prominent
494 place on any licensed motor vehicle used in the practitioner's
495 operations. A fee may be charged to the certified practitioner to cover
496 the cost of the decal or other evidence.

497 (9) The commissioner shall require all forest practitioners certified
498 under sections 23-65f to 23-65o, inclusive, to participate [biennially] in
499 a relevant program of professional education to improve or maintain
500 professional forestry skills that is sponsored by the Department of
501 Energy and Environmental Protection, the New England Society of
502 American Foresters, The University of Connecticut, Yale University or
503 the Connecticut cooperative extension system, or participation in
504 another program approved by the department. Such professional
505 education shall take place during the recertification cycle and be in
506 accordance with the prescribed schedule set forth in regulations
507 adopted in accordance with the provisions of this chapter.

508 Sec. 9. Section 23-65i of the general statutes is repealed and the
509 following is substituted in lieu thereof (*Effective from passage*):

510 (a) Each certified forester, except any state employee who engages
511 in activities regulated by sections 23-65f to 23-65o, inclusive, solely as
512 part of his employment, shall submit an annual report to the
513 Commissioner of Energy and Environmental Protection on or before
514 June first of each year in a form prescribed by the commissioner. Such

515 report shall include, but not be limited to, the following information:

516 (1) The number of forest management plans completed and acres
517 covered by said plans;

518 (2) The number and type of timber stand improvements completed
519 and acres so improved;

520 (3) The number of acres planted in reforestation, afforestation and in
521 Christmas tree plantations;

522 (4) The number of commercial forest product sales, the total number
523 of acres harvested in such sales, the type and total volumes of products
524 generated by such sales and total annual expenditure for the purchase
525 of such sales;

526 (5) [Evidence] Attestation of [biennial] participation in a relevant
527 program of professional education to improve or maintain professional
528 forestry skills that is sponsored by the Department of Energy and
529 Environmental Protection, the New England Society of American
530 Foresters, The University of Connecticut, Yale University or the
531 Connecticut cooperative extension system, or participation in another
532 program approved by the department, provided proof of such
533 participation shall be furnished to the commissioner upon request and
534 be in accordance with the prescribed schedule set forth in regulations
535 adopted in accordance with the provisions of this chapter; and

536 (6) Other information which the commissioner deems necessary.

537 (b) Each certified supervising forest products harvester shall be
538 required to submit an annual report to the Commissioner of Energy
539 and Environmental Protection on or before June first of each year in a
540 form prescribed by the commissioner. Such report shall include, but
541 not be limited to, the following information:

542 (1) The number of commercial forest product sales harvested, and
543 the type and total volumes of products generated by such sales;

544 (2) [Evidence] Attestation of [biennial] participation in a relevant
545 program of professional education to improve or maintain forest
546 products harvesting skills that is sponsored by the Department of
547 Energy and Environmental Protection, the New England Society of
548 American Foresters, the University of Connecticut, Yale University, the
549 Connecticut cooperative extension system or is otherwise approved by
550 the department, provided proof of such participation shall be
551 furnished to the commissioner upon request and be in accordance with
552 the prescribed schedule set forth in regulations adopted in accordance
553 with the provisions of this chapter; and

554 (3) Other information which the commissioner deems necessary.

555 (c) All certified forest products harvesters shall be required to
556 submit to the Commissioner of Energy and Environmental Protection,
557 on or before June first of each year, annual reports in a form prescribed
558 by the commissioner. Such reports shall include, but not be limited to,
559 the following information:

560 (1) [Evidence] Attestation of [biennial] participation in a relevant
561 program of professional education to improve or maintain forest
562 products harvesting skills that is sponsored by the Department of
563 Energy and Environmental Protection, the New England Society of
564 American Foresters, The University of Connecticut, Yale University,
565 the Connecticut cooperative extension system or is otherwise
566 approved by the department, provided proof of such participation
567 shall be furnished to the commissioner upon request and be in
568 accordance with the prescribed schedule set forth in regulations
569 adopted in accordance with the provisions of this chapter; and

570 (2) Other information the commissioner deems necessary.

571 Sec. 10. Subsection (f) of section 22a-54 of the general statutes is
572 repealed and the following is substituted in lieu thereof (*Effective from*
573 *passage*):

574 (f) (1) The commissioner may, by regulation adopted pursuant to

575 the provisions of chapter 54, prescribe fees for applicants to defray the
 576 cost of administering examinations and assisting in carrying out the
 577 purposes of section 22a-451, except the fees for certification and
 578 renewal of a certification shall be as follows: [(1)] (A) For supervisory
 579 certification as a commercial applicator, two hundred eighty-five
 580 dollars; [(2)] (B) for operational certification as a commercial
 581 applicator, eighty dollars, and [(3)] (C) for certification as a private
 582 applicator, one hundred dollars. A federal, state or municipal
 583 employee who applies pesticides solely as part of his employment
 584 shall be exempt from payment of a fee. Any certificate issued to a
 585 federal, state or municipal employee for which a fee has not been paid
 586 shall be void if the holder leaves government employment. The fees
 587 collected in accordance with this section shall be deposited in the
 588 General Fund.

589 (2) The commissioner may renew any certification issued pursuant
 590 to this section for the holder of a certification that has lapsed less than
 591 one year provided the holder of such certification submits to the
 592 commissioner a signed renewal application, payment of the applicable
 593 renewal fee and any late fee. Such late fee shall be calculated as
 594 follows: Beginning on the first day that such certification lapses, ten
 595 per cent of the applicable renewal fee plus one and one-quarter per
 596 cent per month, or part thereof, for a period not to exceed one year.
 597 Any holder of a certification that has lapsed more than one year shall
 598 be examined in accordance with the requirements of this section and
 599 any regulation adopted pursuant to the provisions of this section.

600 Sec. 11. Section 26-107h of the general statutes is repealed. (*Effective*
 601 *from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	15-154(d) and (e)
Sec. 2	<i>from passage</i>	22a-60(b)
Sec. 3	<i>from passage</i>	22a-58(c) and (d)
Sec. 4	<i>from passage</i>	22a-66g

Sec. 5	<i>from passage</i>	22-11h(c)
Sec. 6	<i>from passage</i>	22a-73
Sec. 7	<i>from passage</i>	23-53
Sec. 8	<i>from passage</i>	23-65h(c)
Sec. 9	<i>from passage</i>	23-65i
Sec. 10	<i>from passage</i>	22a-54(f)
Sec. 11	<i>from passage</i>	Repealer section

Statement of Purpose:

To make minor revisions to various environment related statutes.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]