



General Assembly

February Session, 2020

Governor's Bill No. 11

LCO No. 678



Referred to Committee on ENVIRONMENT

Introduced by:

SEN. LOONEY, 11th Dist.

SEN. DUFF, 25th Dist.

REP. ARESIMOWICZ, 30th Dist.

REP. RITTER M., 1st Dist.

AN ACT CONCERNING THE RELIABILITY, SUSTAINABILITY AND ECONOMIC VITALITY OF THE STATE'S WASTE MANAGEMENT SYSTEM.

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

1 Section 1. Section 22a-228 of the general statutes is amended by
2 adding subsection (f) as follows (*Effective from passage*):

3 (NEW) (f) On and after July 1, 2020, it shall be the goal of the state to
4 advance self-sufficiency in managing the municipal solid waste
5 generated within its borders in a manner that: (1) Is consistent with the
6 order of priority for managing solid waste set forth in subsection (b) of
7 this section, (2) minimizes greenhouse gas emissions, (3) protects the
8 quality of land and water in the state, (4) minimizes risks to public
9 health, (5) provides greater predictability for the management of
10 municipal solid waste, (6) maximizes economic benefits, and (7)
11 develops and maintains modern and innovative solid waste

12 management systems. In support of this goal, each municipality shall
13 target annual disposal of not more than seven hundred pounds per
14 capita from residential sources of municipal solid waste by January 1,
15 2022, and not more than five hundred pounds per capita from such
16 sources by January 1, 2024. The commissioner shall revise the state-wide
17 solid waste management plan to incorporate a strategy for the state to
18 support municipalities in meeting these goals.

19 Sec. 2. (NEW) (*Effective from passage*) (a) On or after July 1, 2020, the
20 Commissioner of Energy and Environmental Protection, after approval
21 by the Office of Policy and Management, shall initiate a Waste
22 Reduction and Infrastructure Development Program to advance the
23 goal described in subsection (f) of section 22a-228 of the general statutes,
24 as amended by this act. Such program may include one or more
25 solicitations from providers of services, technologies and facilities, as
26 described in subsections (b) and (c) of this section.

27 (b) In any solicitation issued pursuant to this section, the
28 commissioner shall seek proposals for new, improved or expanded solid
29 waste management facilities that may include, but are not limited to,
30 recycling facilities, waste conversion facilities, anaerobic digestion
31 facilities, composting facilities and resource recovery facilities.

32 (c) In any solicitation issued pursuant to this section, the
33 commissioner shall seek proposals from service providers,
34 municipalities, regional waste authorities, operating committees and
35 councils of governments to achieve measurable source reduction and
36 increases in recycling and composting rates, including through
37 volumetric pricing for waste collection or disposal.

38 (d) In preparation for the issuance of any solicitation under this
39 section, the commissioner may, in consultation with the Connecticut
40 Conference of Municipalities, the Council of Small Towns and councils
41 of governments, solicit from municipalities and private landowners the
42 identification of potential sites for the development of solid waste
43 management facilities, including, but not limited to, recycling facilities,

44 waste conversion facilities, anaerobic digestion facilities, composting
45 facilities and resource recovery facilities. The commissioner may
46 provide examples of community benefits that participating
47 municipalities might be eligible to receive in any future agreements
48 between the state, facility developers and municipalities.

49 (e) The commissioner may charge a reasonable, nonrefundable fee to
50 bidders into any solicitation issued pursuant to this section to contribute
51 to the costs of preparation of the solicitation and review of the responses
52 pursuant to this section.

53 (f) The commissioner shall evaluate proposals received under any
54 solicitation pursuant to this section based on factors including, but not
55 limited to: (1) Consistency with the goal identified in subsection (f) of
56 section 22a-228 of the general statutes, as amended by this act; (2)
57 reliability of service; and (3) reasonable cost. If the commissioner finds
58 any proposals received pursuant to this section to provide a reliable
59 service at a reasonable cost, in accordance with the evaluation required
60 in this subsection, the commissioner, with approval from the Secretary
61 of the Office of Policy and Management, may select any such proposal
62 or proposals for the award of funds that may be allocated for the
63 construction, maintenance or expansion of solid waste management
64 facilities, or provision of waste reduction, recycling or composting
65 programs.

66 (g) The commissioner may seek bids in such solicitation for proposals
67 eligible for long-term power purchase agreements pursuant to section
68 16a-3h of the general statutes, or any procurement for renewable natural
69 gas or other product that is otherwise authorized by any provision of
70 the general statutes, provided nothing in this subsection shall affect the
71 requirements set forth in, or compliance with, section 16a-3h of the
72 general statutes or any other provision of the general statutes
73 authorizing the procurement of renewable natural gas or other product.

74 Sec. 3. (NEW) (*Effective from passage*) On or before December 31, 2021,
75 the Department of Energy and Environmental Protection, in

76 consultation with retailers, manufacturers and recycling businesses in
77 the state, shall submit to the Governor and the joint standing committee
78 of the General Assembly having cognizance of matters relating to the
79 environment recommendations for recycled content requirements for
80 products sold in the state and recommendations for multi-state
81 coordination in the development of such recycled content standards. In
82 developing such recommendations, the Department of Energy and
83 Environmental Protection shall consider recycled content standards
84 from other jurisdictions.

85 Sec. 4. (NEW) (*Effective from passage*) On or before December 31, 2021,
86 the Materials Innovation and Recycling Authority shall submit to the
87 Department of Energy and Environmental Protection and the Office of
88 Policy and Management a five-year plan for reliable and cost-effective
89 solid waste management service. Such plan shall represent the
90 authority's best efforts to provide municipal solid waste management
91 services required by municipalities under contract with the authority,
92 while reducing the amount of such waste and minimizing costs to
93 municipalities, the state and electric ratepayers.

94 Sec. 5. Subsection (j) of section 22a-220a of the general statutes is
95 repealed and the following is substituted in lieu thereof (*Effective October*
96 *1, 2020*):

97 (j) If a collector hauls solid waste generated in this state, including
98 recyclables as listed in subsection (c) of section 22a-208e₂ [from an entity
99 located in the state other than a facility that has obtained a permit or
100 authorization pursuant to this chapter and delivers such solid waste or
101 recyclables to a destination that is an entity other than a facility that has
102 obtained a permit or authorization pursuant to this chapter,] then on or
103 before [July 31, 2011] October 1, 2020, and annually thereafter, such
104 collector shall submit a report regarding such solid waste, including
105 recyclables, to the Commissioner of Energy and Environmental
106 Protection. Such report shall be on a form prescribed by the
107 commissioner and shall provide such information regarding such solid
108 waste as the commissioner deems necessary, including, but not limited

109 to: (1) The types of solid waste, including recyclables, collected, (2) for
 110 municipal solid waste, the municipality of origin of such municipal
 111 solid waste including recyclables, (3) the amount by weight, volume or
 112 other method acceptable to the commissioner of such solid waste,
 113 including recyclables, [delivered to such destination,] and (4) the name,
 114 address and contact information of the entity receiving such solid waste
 115 or recyclables.

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>from passage</i> | 22a-228 |
| Sec. 2 | <i>from passage</i> | New section |
| Sec. 3 | <i>from passage</i> | New section |
| Sec. 4 | <i>from passage</i> | New section |
| Sec. 5 | <i>October 1, 2020</i> | 22a-220a(j) |

Statement of Purpose:

To implement the Governor's budget recommendations.

[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.]