



General Assembly

January Session, 2023

Raised Bill No. 1146

LCO No. 4629



Referred to Committee on ENVIRONMENT

Introduced by:
(ENV)

**AN ACT CONCERNING REVISIONS TO VARIOUS PROGRAMS OF
THE DEPARTMENT OF ENERGY AND ENVIRONMENTAL
PROTECTION.**

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

1 Section 1. Section 26-5 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 The Commissioner of Energy and Environmental Protection shall
4 appoint such number of conservation officers as may be necessary for
5 the efficient execution of the duties of the department under section 26-
6 6. The commissioner may supplement the regular conservation officer
7 force by appointing as special conservation officer any employee of the
8 department or any sworn federal law enforcement officer of the United
9 States Fish and Wildlife Service or National Marine Fisheries Service,
10 provided such federal officer shall not be considered an employee of the
11 state and may only exercise such officer's authority pursuant to section
12 26-6 when working with a full-time conservation officer. The
13 commissioner may also appoint any lake patrolman as a special
14 conservation officer solely for the purpose of enforcing boating laws

15 within such patrolman's jurisdiction, provided such patrolman shall not
16 be considered an employee of the state, and further provided that such
17 patrolman has completed a police training course at [the state police
18 training school or an equivalent course approved by the Commissioner
19 of Emergency Services and Public Protection] a Police Officer Standards
20 and Training Council approved training academy. Notwithstanding the
21 provisions of this section, no such lake patrolman shall carry a firearm
22 while in the performance of [his or her] such patrolman's duties as a
23 special conservation officer unless the board of selectmen of the town or
24 towns in which the lake on which the lake patrolman serves is located
25 approves such carrying of a firearm, or in the case of any town having
26 no board of selectmen, the lake patrolman obtains the approval of the
27 legislative body of such town or towns in which the lake is located. Each
28 conservation officer [or special conservation officer] shall [complete a
29 police training course at the state police training school or an equivalent
30 course approved by the Commissioner of Emergency Services and
31 Public Protection] be certified by the Police Officer Standards and
32 Training Council in accordance with the provisions of section 7-294d not
33 later than one year after appointment. Each special conservation officer
34 shall be certified by the Police Officer Standards and Training Council
35 in accordance with the provisions of section 7-294d or complete an
36 equivalent course approved by the Commissioner of Emergency
37 Services and Public Protection. Special conservation officers who are
38 employees of the department shall be entitled to the same benefits to
39 which conservation officers are entitled under the provisions of section
40 5-142, and such an appointment shall be deemed not to be in conflict
41 with any of the provisions of chapter 67. In addition to their salaries,
42 conservation officers and special conservation officers who are
43 employees of the department shall be reimbursed for all expenses
44 incurred in performance of official duty.

45 Sec. 2. Section 26-113 of the general statutes is repealed and the
46 following is substituted in lieu thereof (*Effective from passage*):

47 Notice of such hearing shall be [advertised in one or more
48 newspapers having a general circulation in each of the counties of the

49 state or in the locality where such waters are situated] posted on the
50 eRegulations System and on the Department of Energy and
51 Environmental Protection's Internet web site. Such notice shall specify
52 the time, not less than fourteen days thereafter, the agenda and the place
53 designated by the commissioner at which such hearing shall be held,
54 and at which persons having an interest therein will have an
55 opportunity to be heard. The commissioner or [his] the commissioner's
56 designated representative shall conduct such hearing and cause a record
57 thereof to be made. After such notice and hearing the commissioner
58 shall issue [his] such regulations based upon standards of sound
59 fisheries management including the following: (a) Scientific and factual
60 findings of a biological nature; (b) the availability of the species
61 involved; (c) unusual weather conditions and special hazards; (d) the
62 available supply of food and natural cover; (e) the general condition of
63 the waters; (f) the control of the species; (g) the number of permits
64 issued; (h) the area available; (i) the rights and privileges of sportsmen,
65 landowners and the general public; (j) the problem of providing and
66 perpetuating a sound program of fisheries management and a sound
67 recreational program consistent with the availability of the species.

68 Sec. 3. Section 26-159c of the general statutes is repealed and the
69 following is substituted in lieu thereof (*Effective from passage*):

70 Prior to the adoption of any regulation under subsection (g) of section
71 26-142a or section 26-159a, the commissioner or [his] the commissioner's
72 designated representative shall conduct a public hearing or hearings in
73 those coastal areas where persons substantially affected by such
74 regulation and having an interest therein may be heard. The
75 commissioner shall cause notice of such hearing or hearings to be
76 [published at least once not more than thirty days and not fewer than
77 ten days before the date set for such hearing or hearings in a newspaper
78 or newspapers having general circulation in those areas which may be
79 affected by such regulation] posted on the eRegulations System and on
80 the Department of Energy and Environmental Protection's Internet web
81 site not fewer than fourteen days prior to the date set for such hearing
82 or hearings.

83 Sec. 4. Section 26-102 of the general statutes is repealed and the
84 following is substituted in lieu thereof (*Effective from passage*):

85 The commissioner may establish fish spawning areas and refuges on
86 any waters; and [he] the commissioner may establish closed areas and
87 safety zones on public lands and waters and, with the consent of the
88 owner, on private lands and waters, and close any such area to fishing
89 and trespassing. The commissioner shall have emergency authority to
90 declare a closed season on any regulated species [of fish] threatened
91 with undue depletion from any cause and, the provisions of section 26-
92 116, as amended by this act, notwithstanding, if such cause is any
93 person, firm or corporation engaged in commercial fishing activity, the
94 commissioner shall have the additional emergency power to establish
95 prescribed conditions for the operation of such commercial fishing
96 activity, or suspend or prohibit the right of such person, firm or
97 corporation to operate within such waters for such period of time as the
98 commissioner deems necessary. The commissioner may, if [he] the
99 commissioner deems it necessary, close any waters, or portions thereof,
100 in the inland district to fishing for limited periods of time.

101 Sec. 5. Section 26-116 of the general statutes is repealed and the
102 following is substituted in lieu thereof (*Effective from passage*):

103 The provisions of sections [26-102 and] 26-111 to 26-117, inclusive,
104 shall not apply to the taking of fish for commercial purposes and shall
105 not affect any statute regulating fishing in any lake, pond or reservoir
106 used for domestic water supply, nor shall any action be taken under the
107 provisions of said sections which will unreasonably interfere with the
108 proper management of a public water supply system.

109 Sec. 6. Section 26-137 of the general statutes is repealed and the
110 following is substituted in lieu thereof (*Effective from passage*):

111 No person shall take or attempt to take any fish [, with the exception
112 of lamprey eels during the open season for the same,] within two
113 hundred fifty feet of any fishway, except that the commissioner when
114 [he] the commissioner deems necessary may extend or reduce such

115 distance and shall indicate such other distance by posting.

116 Sec. 7. Section 26-142b of the general statutes is repealed and the
117 following is substituted in lieu thereof (*Effective from passage*):

118 (a) For the purposes of this section, "active" with regard to a principal
119 commercial fishing license, general commercial fishing license or
120 commercial lobster pot fishing license means that the license has been
121 renewed in the current year.

122 (b) Notwithstanding any other provision of law, the Commissioner
123 of Energy and Environmental Protection may reissue an active principal
124 commercial fishing license, general commercial fishing license or
125 commercial lobster pot fishing license in the event the license holder is
126 temporarily incapacitated and unable to operate a vessel or perform
127 other necessary functions associated with commercial fishing or in the
128 event a license holder is unable to conduct commercial fishing due to
129 exigencies related to medical care of an immediate family member. Such
130 temporary license may only be issued to a member of such
131 [incapacitated] license holder's immediate family or to a member of such
132 [incapacitated] license holder's crew, as designated by such license
133 holder, for the duration of such license holder's incapacity or [twelve
134 consecutive months, whichever is the shorter period] exigencies related
135 to medical care of an immediate family member of such license holder.
136 Such temporary license shall be subject to the provisions of section 26-
137 142a. Landings during the period of such temporary license reissue may
138 be used to satisfy the requirements for license transfer in subsection (c)
139 of this section provided the license met all such requirements for
140 transfer at the time of such temporary reissue.

141 (c) The commissioner may authorize the transfer of an active
142 principal commercial fishing license, general commercial fishing license
143 or commercial lobster pot fishing license, issued pursuant to subsection
144 (f) of section 26-142a, provided: (1) For purposes of an active resident-
145 held principal or general commercial fishing license or commercial
146 lobster pot fishing license: (A) The person receiving the license in such

147 transfer is a resident of this state, and (B) the person transferring the
 148 license held the license and landed regulated species or owned a vessel
 149 that landed regulated species under the privilege of a quota-managed
 150 species endorsement associated with the license in at least five of the
 151 eight calendar years preceding the transfer request and [reported] such
 152 landings were reported to the commissioner, pursuant to section 26-
 153 157b, for not less than thirty fishing days in each year, or (2) for purposes
 154 of an active nonresident-held principal or general commercial fishing
 155 license or commercial lobster pot fishing license: The person
 156 transferring the license held the license and landed regulated species or
 157 owned a vessel that landed regulated species under the privilege of a
 158 quota-managed species endorsement associated with the license in at
 159 least five of the eight calendar years preceding the transfer request and
 160 [reported] such landings were reported to the commissioner, pursuant
 161 to section 26-157b, for not less than thirty fishing days in each year. Such
 162 landings shall be verified by seafood dealer reports submitted pursuant
 163 to section 26-157b. The recipient of a transferred commercial lobster pot
 164 fishing license or principal commercial fishing license shall be limited to
 165 the number of lobster pots allocated to such license, except a transferee
 166 who currently holds a commercial lobster pot fishing license, issued
 167 pursuant to subsection (f) of section 26-142a, shall be limited to the
 168 number of pots allocated to such person's currently held commercial
 169 lobster pot fishing license or principal commercial fishing license or to
 170 the transferred license, whichever is greater. The length of any
 171 commercial fishing vessel used by the recipient of a transferred license
 172 to fish with a trawl net in the waters of this state shall be not more than
 173 [ten] twenty per cent greater than the length of the largest vessel used
 174 by the person transferring the license during such qualifying period.

175 (d) (1) In the event of the death of the holder of an active principal
 176 commercial fishing license, general commercial fishing license or
 177 commercial lobster pot fishing license, the commissioner may authorize
 178 the transfer of such license pursuant to subsection (c) of this section, for
 179 a period of two years from the date of death of such license holder.

180 (2) If the deceased license holder held such license for a period of less

181 than five complete calendar years, the commissioner may authorize the
182 transfer of said license (A) subject to the provisions of this section, and
183 (B) provided the deceased license holder landed regulated species or
184 owned a vessel that landed regulated species under the privilege of a
185 quota-managed species endorsement associated with the license in each
186 calendar year during which the deceased license holder held the license
187 for six months or longer, and (C) provided such landings were reported
188 to the commissioner by the deceased license holder, pursuant to section
189 26-157b, for not less than thirty fishing days in each year.

190 (e) Upon transfer of a license, the original license holder shall become
191 ineligible to obtain a renewal of that license. Such original license holder
192 may acquire a new license through a subsequent license transfer.

193 (f) A transfer of a license under this section shall not be made while a
194 commercial fishery license, registration or vessel permit held by the
195 transferor or transferee is under suspension and a transfer shall not be
196 authorized for any transferee who has had a commercial fishery license,
197 registration or vessel permit revoked or suspended within the preceding
198 twelve months.

199 Sec. 8. Subsection (a) of section 22a-6g of the general statutes is
200 repealed and the following is substituted in lieu thereof (*Effective from*
201 *passage*):

202 (a) Any person who submits an application to the Commissioner of
203 Energy and Environmental Protection for any permit or other license
204 pursuant to section 22a-32, 22a-39, 22a-174, 22a-208a, 22a-342, 22a-361,
205 22a-368, 22a-403 or 22a-430, subsection (b) or (c) of section 22a-449,
206 section 22a-454 or Section 401 of the federal Water Pollution Control Act
207 (33 USC 466 et seq.), except an application for authorization under a
208 general permit shall: (1) Publish notice of such application in a
209 newspaper of general circulation in the affected area or on the Internet
210 web site used for local land use decisions in the municipality where such
211 property is located. Such notice shall also be published on the Internet
212 web site of the Department of Energy and Environmental Protection; (2)

213 notify the chief elected official of the municipality in which the
214 regulated activity is proposed; and (3) include with such application a
215 copy of such notice as it appeared in the newspaper or municipal land
216 use Internet web site and a signed statement certifying that the applicant
217 notified the chief elected official of the municipality in which such
218 regulated activity is proposed. Such notices shall include: (A) The name
219 and mailing address of the applicant and the address of the location at
220 which the proposed activity will take place; (B) the application number,
221 if available; (C) the type of permit sought, including a reference to the
222 applicable statute or regulation; (D) a description of the activity for
223 which a permit is sought; (E) a description of the location of the
224 proposed activity and any natural resources affected thereby; (F) the
225 name, address and telephone number of any agent of the applicant from
226 whom interested persons may obtain copies of the application; and (G)
227 a statement that the application is available for inspection at the office
228 of the Department of Energy and Environmental Protection. The
229 commissioner shall not process an application until the applicant has
230 submitted to the commissioner a copy of the notice and the signed
231 statement required by this section. Any person who submits an
232 application pursuant to section 22a-32 or 22a-361 shall additionally mail
233 such notice to any land owner of record for any property that is located
234 five hundred feet or less from the property line of the property on which
235 such proposed activity will occur. The provisions of this section shall
236 not apply to discharges exempted from the notice requirement by the
237 commissioner pursuant to subsection (b) of section 22a-430, to
238 hazardous waste transporter permits issued pursuant to section 22a-454
239 or to special waste authorizations issued pursuant to section 22a-209
240 and regulations adopted thereunder.

241 Sec. 9. Subsection (a) of section 22a-6h of the general statutes is
242 repealed and the following is substituted in lieu thereof (*Effective from*
243 *passage*):

244 (a) The Commissioner of Energy and Environmental Protection, at
245 least thirty days before approving or denying an application under
246 section 22a-32, 22a-39, 22a-174, 22a-208a, 22a-342, 22a-361, 22a-368, 22a-

247 403 or 22a-430, subsection (b) or (c) of section 22a-449, section 22a-454 or
248 Section 401 of the federal Water Pollution Control Act (33 USC 466 et
249 seq.), shall publish or cause to be published, at the applicant's expense,
250 once in a newspaper having a substantial circulation in the affected area
251 or, if such application pertains to a single-family residential property,
252 on the Internet web site used for local land use decisions in the
253 municipality where such property is located and on the Internet web
254 site of the Department of Energy and Environmental Protection notice
255 of the commissioner's tentative determination regarding such
256 application. Such notice shall include: (1) The name and mailing address
257 of the applicant and the address of the location of the proposed activity;
258 (2) the application number; (3) the tentative decision regarding the
259 application; (4) the type of permit or other authorization sought,
260 including a reference to the applicable statute or regulation; (5) a
261 description of the location of the proposed activity and any natural
262 resources affected thereby; (6) the name, address and telephone number
263 of any agent of the applicant from whom interested persons may obtain
264 copies of the application; (7) a brief description of all opportunities for
265 public participation provided by statute or regulation, including the
266 length of time available for submission of public comments to the
267 commissioner on the application; and (8) such additional information as
268 the commissioner deems necessary to comply with any provision of this
269 title or regulations adopted hereunder, or with the federal Clean Air
270 Act, federal Clean Water Act or federal Resource Conservation and
271 Recovery Act. The commissioner shall further give notice of such
272 determination to the chief elected official of the municipality in which
273 the regulated activity is proposed. Nothing in this section shall preclude
274 the commissioner from giving such additional notice as may be required
275 by any other provision of this title or regulations adopted hereunder, or
276 by the federal Clean Air Act, federal Clean Water Act or federal
277 Resource Conservation and Recovery Act. The provisions of this section
278 shall not apply to discharges exempted from the notice requirement by
279 the commissioner pursuant to subsection (b) of section 22a-430, to
280 hazardous waste transporter permits issued pursuant to section 22a-454
281 or to special waste authorizations issued pursuant to section 22a-209

282 and regulations adopted thereunder.

283 Sec. 10. Section 7-131g of the general statutes is repealed and the
284 following is substituted in lieu thereof (*Effective from passage*):

285 (a) The Commissioner of Energy and Environmental Protection may
286 make grants under the open space and watershed land acquisition
287 program to: (1) Municipalities for acquisition of land for open space
288 under subdivisions (1) to (6), inclusive, of subsection (b) of section 7-
289 131d in an amount not to exceed sixty-five per cent of the fair market
290 value of a parcel of land or interest in land proposed to be acquired; (2)
291 municipalities for acquisition of land for class I and class II water supply
292 protection under subdivision (5) of subsection (b) of said section 7-131d,
293 in an amount not to exceed sixty-five per cent of such value; (3)
294 nonprofit land conservation organizations for acquisition of land for
295 open space or watershed protection under subdivisions (1) to (6),
296 inclusive, of subsection (b) of said section 7-131d, in an amount not to
297 exceed sixty-five per cent of such value; (4) water companies for
298 acquisition of land under subdivision (7) of subsection (b) of said section
299 7-131d, in an amount not to exceed sixty-five per cent of such value
300 provided if such a company proposes in a grant application that it
301 intends to allow access to such land for recreational uses, such company
302 shall seek approval of the Commissioner of Public Health for such
303 access; and (5) distressed municipalities or targeted investment
304 communities, as defined in section 32-9p, or, with the approval of the
305 chief elected official or governing legislative body of such a municipality
306 or community, to a nonprofit land conservation organization or water
307 company, for acquisition of land within that municipality or
308 community, for open space under subdivisions (1) to (6), inclusive, of
309 subsection (b) of said section 7-131d, in an amount not to exceed
310 seventy-five per cent of such value or for performance of work in the
311 restoration, enhancement or protection of resources in an amount not to
312 exceed fifty per cent of the cost of such work. Applicants for grants
313 under the program shall provide a copy of the application to the
314 chairperson of the review board established under section 7-131e. The
315 board shall provide comments to the commissioner on pending

316 applications as it deems necessary.

317 (b) For purposes of this subsection, the fair market value of land or
318 interest in land shall be determined by one or more appraisals
319 satisfactory to the commissioner and shall not include incidental costs,
320 including, but not limited to, surveying, development or closing costs.
321 The commissioner may consider a portion of the fair market value of a
322 donation of land by an entity receiving a grant as a portion of the
323 matching funds required under this subsection. A grantee may use
324 funds made available by the state, pursuant to subsection (a) of this
325 section, and the federal government to fund not more than ninety per
326 cent of the fair market value of any project funded under the program,
327 except the commissioner may authorize a grantee to use such state funds
328 provided pursuant to subsection (a) of this section and any funds made
329 available by the federal government to fund one hundred per cent of the
330 fair market value of any project funded under said program if the
331 commissioner determines that any of the following conditions exist: (1)
332 The grantee committed or expended significant resources, including,
333 but not limited to, payment of such incidental costs, toward the
334 acquisition and preservation in perpetuity of such land; (2) that the
335 grantee committed or expended significant resources for the care,
336 maintenance or preservation of such land that was consistent with the
337 intent of the open space and watershed land acquisition program, as
338 described in section 7-131d, as amended by this act; (3) that such project
339 will provide a significant recreational opportunity or natural resource
340 protection for the state and is consistent with: (A) The criteria of
341 subsections (b) and (c) of section 7-131d, as amended by this act; (B) the
342 additional considerations set forth in subsection (a) of section 7-131e;
343 and (C) any written guidelines developed by the commissioner
344 pursuant to said subsection; or (4) that such project is located in an area
345 of the state with a limited amount of land available for such recreational
346 opportunity or natural resource protection and is consistent with: (A)
347 The criteria of subsections (b) and (c) of section 7-131d, as amended by
348 this act; (B) the additional considerations set forth in subsection (a) of
349 section 7-131e, except equitable geographic distribution of such grants;

350 and (C) any written guidelines developed by the commissioner
351 pursuant to said subsection.

352 (c) Notwithstanding the provisions of subdivision (3) of subsection
353 (c) of section 7-131d, as amended by this act, for land that is the subject
354 of the execution or recording of a conservation easement or restriction
355 that resulted from a federally funded land conservation program,
356 municipal conservation grant program or a private conservation grant
357 program, prior to the recording of a permanent conservation easement
358 described in subsection (e) of section 7-131d, shall not be construed to
359 constitute land that has already been committed for public use,
360 provided:

361 (1) Such prior conservation easement or restriction is executed after
362 the execution of the grant agreement for a grant to preserve such land
363 under the provisions of this section, (2) at the time of the recording of
364 the permanent conservation easement required pursuant to subsection
365 (e) of section 7-131d, any nonfederal holder of any such prior easement
366 subordinates such holder's interests in the land to the interests of the
367 state, (3) such other federal funds, municipal grant funds or private
368 grant funds are used as matching funds for a grant issued under this
369 section, and (4) the Commissioner of Energy and Environmental
370 Protection determines, based on all pertinent circumstances, that the
371 conveyance of such other conservation easement or restriction, in
372 combination with the acquisition of the state's interest under this
373 section, constitutes one concurrent acquisition of property or interests
374 therein.

375 [(c)] (d) To the extent there is a balance of bonds authorized but not
376 allocated by the State Bond Commission on or after July 1, 1998,
377 pursuant to any bond act for the purposes of (1) the recreation and
378 natural heritage trust program established under sections 23-73 to 23-
379 79, inclusive, and (2) the municipal open space grant program
380 established under sections 7-131c to 7-131g, inclusive, as amended by
381 this act, the State Bond Commission shall authorize the issuance of such
382 balance only for the purposes described in section 23-74 and sections 23-

383 75 and 7-131d, as amended by this act, and in two substantially equal
384 installments one in each half of the fiscal year commencing with the
385 fiscal year ending June 30, 1999.

386 Sec. 11. Subsection (c) of section 7-131d of the general statutes is
387 repealed and the following is substituted in lieu thereof (*Effective from*
388 *passage*):

389 (c) No grant may be made under the protected open space and
390 watershed land acquisition grant program established under subsection
391 (a) of this section or under the Charter Oak open space grant program
392 established under section 7-131t for: (1) Land to be used for commercial
393 purposes or for recreational purposes requiring intensive development,
394 including, but not limited to, golf courses, driving ranges, tennis courts,
395 ballfields, swimming pools and uses by motorized vehicles other than
396 vehicles needed by water companies to carry out their purposes,
397 provided trails or pathways for pedestrians, motorized wheelchairs or
398 nonmotorized vehicles shall not be considered intensive development;
399 (2) land with environmental contamination over a significant portion of
400 the property provided grants for land requiring remediation of
401 environmental contamination may be made if remediation will be
402 completed before acquisition of the land or any interest in the land and
403 an environmental assessment approved by the Commissioner of Energy
404 and Environmental Protection has been completed and no
405 environmental use restriction applies to the land; (3) land which has
406 already been committed for public use, except as provided in subsection
407 (c) of section 7-131g, as amended by this act; (4) development costs,
408 including, but not limited to, construction of ballfields, tennis courts,
409 parking lots or roadways; (5) land to be acquired by eminent domain; or
410 (6) reimbursement of in-kind services or incidental expenses associated
411 with the acquisition of land. This subsection shall not prohibit the
412 continuation of agricultural activity, the activities of a water company
413 for public water supply purposes or the selling of timber incidental to
414 management of the land which management is in accordance with
415 approved forest management practices provided any proceeds of such
416 timber sales shall be used for management of the land. In the case of

417 land acquired under this section which is designated as a state park, any
418 fees charged by the state for use of such land shall be used by the state
419 in accordance with the provisions of title 23.

420 Sec. 12. Section 22a-185a of the general statutes is repealed. (*Effective*
421 *from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	26-5
Sec. 2	<i>from passage</i>	26-113
Sec. 3	<i>from passage</i>	26-159c
Sec. 4	<i>from passage</i>	26-102
Sec. 5	<i>from passage</i>	26-116
Sec. 6	<i>from passage</i>	26-137
Sec. 7	<i>from passage</i>	26-142b
Sec. 8	<i>from passage</i>	22a-6g(a)
Sec. 9	<i>from passage</i>	22a-6h(a)
Sec. 10	<i>from passage</i>	7-131g
Sec. 11	<i>from passage</i>	7-131d(c)
Sec. 12	<i>from passage</i>	Repealer section

Statement of Purpose:

To revise training standard requirements for conservation officers, change notice publication requirements for certain fishing regulations, authorize the transfer of certain commercial fishing licenses, alter the location for the publication of notice for numerous permit applications submitted to the Department of Energy and Environmental Protection, authorize state open space grants for certain lands that are the subject of other federally funded, municipally funded or privately funded conservation easements or restrictions and repeal the Cricket Valley Energy Center air monitoring equipment technical assistance and support obligation of the department.

[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.]