



General Assembly

January Session, 2025

Raised Bill No. 6917

LCO No. 4396



Referred to Committee on ENVIRONMENT

Introduced by:
(ENV)

***AN ACT CONCERNING THE MANAGEMENT OF SOLID WASTE IN
THE STATE.***

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

1 Section 1. (*Effective July 1, 2025*) The sum of five hundred thousand
2 dollars is appropriated to the Department of Energy and Environmental
3 Protection from the General Fund, for the fiscal year ending June 30,
4 2026, for the purpose of enforcing the provisions of section 22a-226e of
5 the general statutes, as amended by this act.

6 Sec. 2. Subsections (d) and (e) of section 22a-226e of the general
7 statutes are repealed and the following is substituted in lieu thereof
8 (*Effective October 1, 2025*):

9 [(d) Not later than January 1, 2022, the Commissioner of Energy and
10 Environmental Protection shall establish a voluntary pilot program for
11 any municipality that seeks to separate source-separated organic
12 materials and ensure that such source-separated organic materials are
13 recycled at authorized source-separated organic material composting
14 facilities that have available capacity and that will accept such source-
15 separated organic material.]

16 [(e)] (d) On or before March 1, 2025, and annually thereafter, each
 17 wholesaler, distributor, manufacturer, processor, supermarket, resort,
 18 conference center or institution that is subject to the provisions of this
 19 section shall submit a report to the Department of Energy and
 20 Environmental Protection in electronic format. Such report shall
 21 summarize such entity's amount of edible food donated, the amount of
 22 [food scraps] source-separated organic materials recycled and the
 23 organics recycler or recyclers and associated collectors used.

24 (e) Each commercial food wholesaler or distributor, industrial food
 25 manufacturer or processor, supermarket, institution, resort or
 26 conference center that generates an average projected volume of not less
 27 than twenty-six tons per year of source-separated organic material,
 28 including any source-separated organic material subject to the
 29 requirements of subsections (a) and (b) of this section, shall, on or before
 30 January 1, 2026, adopt a written policy pertaining to a food donation
 31 program that: (1) Describes how the wholesaler, distributor,
 32 manufacturer, processor, supermarket, institution, resort or conference
 33 center will make best efforts to donate excess edible food, as determined
 34 by such entity, using acceptable industry standards; (2) is designed to
 35 (A) reduce such wholesaler's, distributor's, manufacturer's, processor's,
 36 supermarket's, institution's, resort's or conference center's food waste,
 37 (B) support the operations of food relief organizations, and (C) ensure
 38 that all food donated by such wholesaler, distributor, manufacturer,
 39 processor, supermarket, resort or conference center under such policy is
 40 safe and fit for human consumption; (3) provides for the education of
 41 such wholesaler's, distributor's, manufacturer's, processor's,
 42 supermarket's, institution's, resort's or conference center's management,
 43 employees and third-party vendors who manage food for such facility
 44 regarding the food distribution process and the relationship between
 45 such process and food waste; (4) requires such wholesaler, distributor,
 46 manufacturer, processor, supermarket, institution, resort or conference
 47 center to make reasonable efforts to identify, and partner with, not less
 48 than two food relief organizations for the purpose of donating excess

49 edible food to such food relief organizations prior to any such food
50 becoming source-separated organic material, as described in
51 subsections (a) and (b) of this section; and (5) includes a framework to
52 formalize and streamline such wholesaler's, distributor's,
53 manufacturer's, processor's, supermarket's, institution's, resort's or
54 conference center's protocols concerning food donation.

55 (f) If multiple wholesalers, distributors, manufacturers, processors,
56 supermarkets, institutions, resorts or conference centers subject to the
57 provisions of subsection (b) of this section are under common
58 ownership, such wholesalers, distributors, manufacturers, processors,
59 supermarkets, institutions, resorts or conference centers may adopt a
60 common written policy under this section.

61 Sec. 3. Section 22a-232 of the general statutes is repealed and the
62 following is substituted in lieu thereof (*Effective July 1, 2025*):

63 (a) There shall be paid to the Commissioner of Revenue Services by
64 the owner of any resources recovery facility one dollar per ton of solid
65 waste processed at the facility beginning on the date of commencement
66 of commercial operation of the facility for calendar quarters
67 commencing on or after October 1, 1987, until September 30, 2003. For
68 calendar quarters commencing on and after October 1, 2003, the owner
69 of any resources recovery facility shall pay to the Commissioner of
70 Revenue Services one dollar and fifty cents per ton of solid waste
71 processed at such facility. For calendar quarters commencing on or after
72 October 1, 2025, the owner of any resources recovery facility shall pay
73 to the Commissioner of Revenue Services one dollar and fifty cents per
74 ton of any material processed at such facility.

75 (b) Each owner of a resources recovery facility subject to the
76 assessment as provided by this section shall submit a return quarterly
77 to the Commissioner of Revenue Services, applicable with respect to the
78 calendar quarter beginning October 1, [2023] 2025, and each calendar
79 quarter thereafter, on or before the last day of the month immediately

80 following the end of each such calendar quarter, on a form prescribed
81 by the commissioner, together with payment of the quarterly
82 assessment determined and payable in accordance with the provisions
83 of subsection (a) of this section.

84 (c) Whenever such assessment is not paid when due, a penalty of ten
85 per cent of the amount due or fifty dollars, whichever is greater, shall be
86 imposed, and such assessment shall bear interest at the rate of one per
87 cent per month or fraction thereof until the same is paid. The
88 Commissioner of Revenue Services shall cause copies of a form
89 prescribed for submitting returns as required under this section to be
90 distributed throughout the state. Failure to receive such form shall not
91 be construed to relieve anyone subject to assessment under this section
92 from the obligations of submitting a return, together with payment of
93 such assessment within the time required.

94 (d) Any person or municipality liable for the service fee for solid
95 waste delivered to a facility whose owner is subject to an assessment
96 imposed by subsection (a) of this section shall reimburse the owner for
97 any assessment paid for the solid waste delivered by such person or
98 municipality. Such an assessment shall be a debt from the person or
99 municipality responsible for paying such service fee to the owner.

100 (e) The provisions of sections 12-548 to 12-554, inclusive, and section
101 12-555a shall apply to the provisions of this section in the same manner
102 and with the same force and effect as if the language of said sections 12-
103 548 to 12-554, inclusive, and section 12-555a had been incorporated in
104 full in this section, except that to the extent that any such provision is
105 inconsistent with a provision in this section and except that the term
106 "tax" shall be read as "solid waste assessment".

107 (f) Two million eight hundred thousand dollars of the proceeds from
108 the assessments imposed pursuant to subsection (a) of this section shall
109 be deposited by the Commissioner of Revenue Services into the General
110 Fund and any remaining funds from such assessments shall be

111 deposited by the commissioner into the sustainable materials
112 management account established in section 16-244bb.

113 Sec. 4. Subsection (d) of section 22a-244b of the general statutes is
114 repealed and the following is substituted in lieu thereof (*Effective from*
115 *passage*):

116 (d) All payments received by any municipality pursuant to the
117 provisions of subsection (c) of this section shall be expended by such
118 municipality on environmental measures intended to reduce the
119 generation of solid waste in such municipality or reduce the impact of
120 litter caused by such solid waste, including, but not limited to, the hiring
121 of a recycling coordinator, a municipal or regional waste coordinator,
122 the installation of storm drain filters designed to block solid waste and
123 beverage container debris or the purchase of a mechanical street
124 sweeper, vacuum or broom that removes litter, including, but not
125 limited to, such beverage containers and other debris from streets,
126 sidewalks and abutting lawn and turf areas.

127 Sec. 5. (*Effective from passage*) Not later than February 1, 2026, the
128 Commissioner of Energy and Environmental Protection, in accordance
129 with section 11-4a of the general statutes, shall submit a report to the
130 joint standing committee of the General Assembly having cognizance of
131 matters relating to the environment on the need for and viability of
132 establishing an extended producer responsibility program for consumer
133 packaging in the state. Such report shall include, but not be limited to,
134 (1) an assessment of the costs to residents of the state and municipalities
135 for the handling, hauling, disposal and recycling of consumer
136 packaging, (2) the approximate percentage of the state's total solid waste
137 stream that such consumer packaging represents, (3) an analysis of the
138 trends in the generation of such consumer packaging for the previous
139 five-year period and the forthcoming five-year period, (4) an assessment
140 of the potential costs and savings for residents of the state and
141 municipalities that are associated with the handling, hauling, disposal
142 and recycling of such packaging pursuant to an extended producer

143 responsibility program, (5) a discussion of any post-consumer or
 144 secondary markets and attendant demand for the materials that
 145 compose the preponderance of such consumer packaging, (6) a review
 146 and assessment of any industry initiatives, to date, for the reduction and
 147 industry-sponsored collection of such consumer packaging, and (7) an
 148 evaluation of any regional efforts to establish extended responsibility
 149 cooperative agreements among neighboring states for consumer
 150 packaging.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2025</i>	New section
Sec. 2	<i>October 1, 2025</i>	22a-226e(d) and (e)
Sec. 3	<i>July 1, 2025</i>	22a-232
Sec. 4	<i>from passage</i>	22a-244b(d)
Sec. 5	<i>from passage</i>	New section

Statement of Purpose:

To provide funding for enforcement concerning certain food waste diversion requirements, study the need and viability of extended producer responsibility programs for consumer packaging, provide for increased food waste diversion from certain entities, create source funding for food waste diversion infrastructure projects and authorize municipal and regional waste coordinators.

[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.]