



General Assembly

January Session, 2025

Substitute Bill No. 6977



**AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S
RECOMMENDATIONS REGARDING DRINKING WATER.**

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

1 Section 1. Subsection (e) of section 19a-88 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (e) (1) Each person holding a license or certificate issued under
5 section 19a-514, 20-65k, 20-74s, 20-185k, 20-185l, 20-195cc or 20-206ll and
6 chapters 370 to 373, inclusive, 375, 378 to 381a, inclusive, 383 to 383c,
7 inclusive, 383g, 384, 384a, 384b, 385, 393a, 395, 399 or 400a and section
8 20-206n or 20-206o shall, annually, or, in the case of a person holding a
9 license as a marital and family therapist associate under section 20-195c
10 on or before twenty-four months after the date of initial licensure,
11 during the month of such person's birth, apply for renewal of such
12 license or certificate to the Department of Public Health, giving such
13 person's name in full, such person's residence and business address and
14 such other information as the department requests.

15 (2) Each person holding a license or certificate issued under section
16 19a-514, and chapters 384a, 384c, 384d, 386, 387, 388 and 398 shall apply
17 for renewal of such license or certificate once every two years, during
18 the month of such person's birth, giving such person's name in full, such
19 person's residence and business address and such other information as

20 the department requests.

21 (3) Each person holding a certificate issued under section 20-195ttt
22 shall apply for renewal of such certificate once every three years, during
23 the month of such person's birth, giving such person's name in full, such
24 person's residence and business address and such other information as
25 the department requests.

26 (4) Each person holding a license or certificate issued pursuant to
27 chapter 400c shall, annually, during the month of such person's birth,
28 apply for renewal of such license or certificate to the department. Each
29 lead training provider certified pursuant to chapter 400c and each
30 asbestos training provider certified pursuant to chapter 400a shall,
31 annually, during the anniversary month of such training provider's
32 initial certification, apply for renewal of such certificate to the
33 department.

34 (5) Each entity holding a license issued pursuant to section 20-475
35 shall, annually, during the anniversary month of initial licensure, apply
36 for renewal of such license or certificate to the department.

37 (6) Each person holding a license issued pursuant to section 20-162bb
38 shall, annually, during the month of such person's birth, apply for
39 renewal of such license to the Department of Public Health, upon
40 payment of a fee of three hundred twenty dollars, giving such person's
41 name in full, such person's residence and business address and such
42 other information as the department requests.

43 (7) Each person holding a license issued pursuant to section 20-278h
44 shall, once every two years, during the anniversary month of initial
45 licensure, apply for renewal of such license to the department.

46 Sec. 2. Subsection (a) of section 19a-35a of the general statutes is
47 repealed and the following is substituted in lieu thereof (*Effective July 1,*
48 *2025*):

49 (a) Notwithstanding the provisions of chapter 439 and sections 22a-

50 430, as amended by this act, and 22a-430b, the Commissioner of Public
51 Health shall [, within available appropriations, pursuant to section 19a-
52 36,] adopt regulations, in accordance with the provisions of chapter 54,
53 that establish and define categories of discharge that constitute
54 alternative on-site sewage treatment systems with capacities of [five] ten
55 thousand gallons or less per day. After the establishment of such
56 categories, said commissioner shall have jurisdiction, within available
57 appropriations, to issue or deny permits and approvals for such systems
58 and for all discharges of domestic sewage to the groundwaters of the
59 state from such systems. Said commissioner shall [, pursuant to section
60 19a-36, and within available appropriations,] adopt regulations, in
61 accordance with the provisions of chapter 54, that establish minimum
62 requirements for alternative on-site sewage treatment systems under
63 said commissioner's jurisdiction, including, but not limited to: (1)
64 Requirements related to activities that may occur on the property; (2)
65 changes that may occur to the property or to buildings on the property
66 that may affect the installation or operation of such systems; and (3)
67 procedures for the issuance of permits or approvals by said
68 commissioner, a local director of health or an environmental health
69 specialist licensed pursuant to chapter 395. The commissioner may issue
70 and update technical standards applicable to the design, installation,
71 engineering and operation of alternative on-site sewage disposal
72 systems. Such technical standards shall not be considered regulations of
73 Connecticut state agencies, as defined in section 4-166. The
74 commissioner may implement policies and procedures necessary to
75 implement the provisions of this subsection while in the process of
76 adopting such policies and procedures as regulations, provided notice
77 of intent to adopt regulations is published on the eRegulations System
78 not later than twenty days after the date of implementation of such
79 policies and procedures. Policies and procedures implemented
80 pursuant to this subsection shall be valid until the time final regulations
81 are adopted in accordance with the provisions of chapter 54. A permit
82 or approval granted by said commissioner, such local director of health
83 or such environmental health specialist for an alternative on-site sewage
84 treatment system pursuant to this section shall: (A) Not be inconsistent

85 with the requirements of the federal Water Pollution Control Act, 33
86 USC 1251 et seq., the federal Safe Drinking Water Act, 42 USC 300f et
87 seq., and the standards of water quality adopted pursuant to section
88 22a-426, as such laws and standards may be amended from time to time,
89 (B) not be construed or deemed to be an approval for any other purpose,
90 including, but not limited to, any planning and zoning or municipal
91 inland wetlands and watercourses requirement, and (C) be in lieu of a
92 permit issued under section 22a-430, as amended by this act, or 22a-
93 430b. For purposes of this section, "alternative on-site sewage treatment
94 system" means a sewage treatment system serving one or more
95 buildings on a single parcel of property that utilizes a method of
96 treatment other than a subsurface sewage disposal system and that
97 involves a discharge of domestic sewage to the groundwaters of the
98 state.

99 Sec. 3. Subsection (g) of section 22a-430 of the general statutes is
100 repealed and the following is substituted in lieu thereof (*Effective July 1,*
101 *2025*):

102 (g) The commissioner shall, by regulation adopted prior to October 1,
103 1977, establish and define categories of discharges that constitute
104 household and small commercial subsurface sewage disposal systems
105 for which the commissioner shall delegate to the Commissioner of
106 Public Health the authority to issue permits or approvals and to hold
107 public hearings in accordance with this section, on and after said date.
108 Not later than July 1, 2025, the commissioner shall amend such
109 regulations to establish and define categories of discharges that
110 constitute small community sewerage systems and household and small
111 commercial subsurface sewage disposal systems. The Commissioner of
112 Public Health shall [, pursuant to section 19a-36,] adopt regulations, in
113 accordance with the provisions of chapter 54, to establish minimum
114 requirements for small community sewerage systems and household
115 and small commercial subsurface sewage disposal systems and
116 procedures for the issuance of such permits or approvals by the local
117 director of health or an environmental health specialist registered
118 pursuant to chapter 395. The commissioner shall issue and update

119 technical standards applicable to the design, installation, engineering
120 and operation of on-site sewage disposal systems under the jurisdiction
121 of the Department of Public Health. Such technical standards shall not
122 be considered regulations of Connecticut state agencies, as defined in
123 section 4-166. The commissioner may implement policies and
124 procedures necessary to implement the provisions of this subsection
125 while in the process of adopting such policies and procedures as
126 regulations, provided notice of intent to adopt regulations is published
127 on the eRegulations System not later than twenty days after the date of
128 implementation of such policies and procedures. Policies and
129 procedures implemented pursuant to this subsection shall be valid until
130 the time final regulations are adopted in accordance with the provisions
131 of chapter 54. As used in this subsection, small community sewerage
132 systems and household and small commercial disposal systems shall
133 include those subsurface sewage disposal systems with a capacity of ten
134 thousand gallons per day or less. Notwithstanding any provision of the
135 general statutes (1) the regulations adopted by the commissioner
136 pursuant to this subsection that are in effect as of July 1, 2017, shall apply
137 to household and small commercial subsurface sewage disposal
138 systems with a capacity of seven thousand five hundred gallons per day
139 or less, and (2) the regulations adopted by the commissioner pursuant
140 to this subsection that are in effect as of July 1, 2025, shall apply to small
141 community sewerage systems, household systems and small
142 commercial subsurface sewerage disposal systems with a capacity of ten
143 thousand gallons per day or less. Any permit denied by the
144 Commissioner of Public Health, or a director of health or registered
145 environmental health specialist shall be subject to hearing and appeal in
146 the manner provided in section 19a-229. Any permit granted by the
147 Commissioner of Public Health, or a director of health or registered
148 environmental health specialist on or after October 1, 1977, shall be
149 deemed equivalent to a permit issued under subsection (b) of this
150 section.

151 Sec. 4. Subsection (b) of section 25-33 of the general statutes is
152 repealed and the following is substituted in lieu thereof (*Effective from*

153 *passage*):

154 (b) [No system of water supply owned or used by a water company
155 shall be constructed or expanded or a new additional source of water
156 supply utilized until the plans therefor have been submitted to and
157 reviewed and approved by the department, except that no such prior
158 review or approval is required for distribution water main installations
159 that are constructed in accordance with sound engineering standards
160 and all applicable laws and regulations. A plan for any proposed new
161 source of water supply submitted to the department pursuant to this
162 subsection shall include documentation that provides for: (1) A brief
163 description of potential effects that the proposed new source of water
164 supply may have on nearby water supply systems including public and
165 private wells; and (2) the water company's ownership or control of the
166 proposed new source of water supply's sanitary radius and minimum
167 setback requirements as specified in the regulations of Connecticut state
168 agencies and that such ownership or control shall continue to be
169 maintained as specified in such regulations.] No public water system, as
170 defined in section 25-33d, or individual, partnership, association,
171 corporation, municipality or other entity or lessee of a public water
172 system shall construct, expand or utilize any system that provides water
173 for drinking from a water supply source, as defined in section 25-32,
174 except a private well, as defined in section 19a-37, unless approved by
175 the department in accordance with the provisions of this subsection and
176 upon a showing that the public water system shall comply with all the
177 applicable requirements of this chapter and the regulations of
178 Connecticut state agencies. Before granting approval to construct,
179 expand or utilize any such system, the department shall require an
180 applicant to submit to the department for approval a plan of such public
181 water system that includes, but need not be limited to, the location of
182 the system, the location of any disposal system or other source of
183 pollution on the property on which such system is located and the
184 proposed sanitary radius as set forth in the regulations of Connecticut
185 state agencies, any potential effects such system may have on any
186 nearby water supply sources and documentation demonstrating an

187 applicant's ownership or control of such system and the proposed
188 sanitary radius. If the department determines, based upon investigation,
189 inspection or documentation provided, [that the water company] an
190 applicant does not own or control the proposed [new source of water
191 supply's] sanitary radius [or minimum setback requirements as
192 specified in the regulations of Connecticut state agencies] of the well,
193 the department shall require the [water company proposing a new
194 source of water supply] applicant to [supply] submit additional
195 documentation to the department that adequately demonstrates the
196 alternative methods that will be utilized to [assure] ensure the proposed
197 [new source of water supply's] water supply source's long-term purity
198 and adequacy. In reviewing any plan [for a proposed new source of
199 water supply] or application, the department [shall consider the issues
200 specified in this subsection] may conduct an investigation and
201 inspection for compliance with the provisions of this subsection and any
202 regulations adopted pursuant to this subsection. A proposed public
203 water system approved pursuant to this subsection shall be used,
204 constructed or expanded in accordance with the approval issued by the
205 department unless the department has issued prior written approval of
206 any changes. The Commissioner of Public Health may adopt
207 regulations, in accordance with the provisions of chapter 54, to carry out
208 the provisions of this subsection and subsection (c) of this section. Such
209 regulations shall include (1) procedures and requirements for granting
210 approval for the construction, expansion or utilization of a public water
211 system, (2) requirements for the content and procedures for submitting
212 applications pursuant to the provisions of this subsection, (3)
213 department inspections prior to and after an application is submitted or
214 approved, (4) water quality testing, monitoring and treatment methods
215 to ensure the purity and adequacy of drinking water, (5) requirements
216 for construction of the public water system, (6) location restrictions of a
217 public water system and minimum setback requirements for disposal
218 sources or other sources of pollution, and (7) any other requirements
219 necessary to ensure the purity and adequacy of the drinking water of
220 the proposed public water system. No approval shall be required for
221 distribution water main installations that are constructed in accordance

222 with sound engineering standards and all applicable laws and
 223 regulations. For purposes of this subsection and subsection (c) of this
 224 section, "distribution water main installations" means installations,
 225 extensions, replacements or repairs of public water supply system
 226 mains from which water is or will be delivered to one or more service
 227 connections and which do not require construction or expansion of
 228 pumping stations, storage facilities, treatment facilities or sources of
 229 supply. Notwithstanding the provisions of this subsection, the
 230 department may approve any location of a replacement public well, if
 231 such replacement public well is (A) necessary for the water company to
 232 maintain and provide to its consumers a safe and adequate water
 233 supply, (B) located in an aquifer of adequate water quality determined
 234 by historical water quality data from the source of water supply it is
 235 replacing, and (C) in a more protected location when compared to the
 236 source of water supply it is replacing, as determined by the department.
 237 For purposes of this subsection, "replacement public well" means a
 238 public well that (i) replaces an existing public well, and (ii) does not
 239 meet the sanitary radius and minimum setback requirements as
 240 specified in the regulations of Connecticut state agencies.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	19a-88(e)
Sec. 2	<i>July 1, 2025</i>	19a-35a(a)
Sec. 3	<i>July 1, 2025</i>	22a-430(g)
Sec. 4	<i>from passage</i>	25-33(b)

Statement of Legislative Commissioners:

In Sections 2 and 3, "regulations" was changed to "regulations of Connecticut state agencies", for accuracy.

PH *Joint Favorable Subst. -LCO*