

PA 11-161

SB0212

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**JOINT
STANDING
COMMITTEE
HEARINGS**

**ENVIRONMENT
PART 5
1371 – 1695**

2011

GRANT WESTERSON: I think if for no other reason than to guarantee the gentleman that's renting him the boat that it might come back, I agree.

I think any education you get on the water. Look at me, I'm 65 years on the water in the State of Connecticut, and I learned the hard way. Here's a book. Learn about it. Go out and get wet and fall in the water and learn that.

And I rolled a canoe over last year at Lake Winnepesaukee in a heartbeat, much to the dismay of my wife and my mother. They thought it was hilarious. I had a life jacket on.

And any time you can get education to somebody, I agree. It's always a plus. But this initiative requires a full-blown Safe Boating Certificate, and I think that's way too overkill.

REP. ROY: And I agree. I've done water all my life also. Any other questions or comments from members of the Committee? Seeing none, Grant, thank you very much.

GRANT WESTERSON: Thank you for your courtesy.

REP. ROY: Okay, our next speaker will be Mary Pelletier on Item number 17 on our agenda. Mary's here? Gone? Gone again. If that's the case we will go to Timothy Flynn on Item 212, Number 19 on our agenda.

TIMOTHY FLYNN: Good afternoon, Representative Roy, members of the Environment Committee. I thank you for the opportunity to speak to the Committee today in support of S.B. 212 AN ACT SIMPLIFYING BOTTLE BILL REPORTING REQUIREMENTS.

I'm Timothy Flynn, owner of Mount Claire, LLC, a bottled water and soft drink dispensing company.

We're Connecticut's oldest bottled water company and this year marks 104 years in operation.

Our company's predominant market is the delivery of returnable 5-gallon spring water bottles and cooler leasing to residents and businesses in the northwest corner and the Farmington Valley.

However, we also provide private label half pint and half liter spring water to educational facilities, healthcare and financial institutions, inns and other businesses and nonprofit organizations. Our private label business, however, takes us to other parts of the state as far away as Danbury, West Haven and West Hartford.

In most cases, this water's given out at no cost to consumers. It is used mainly as a promotional item by my customers or used as a donation at local events.

When the Connecticut bottle bill was expanded to include water bottles, an exemption was made for suppliers of 250,000 bottles or containers or less per year. An application exemption was part of the requirement for the bill, and so this past year, I grouped all my sales from my customers and my company under one exemption.

I also submitted the required copies of the bottle labels, mine and my customers that's per the Department of Environmental Protection exemption approval process.

Last December I was notified that I have to have my customers fill out the application, have it notarized and submit it to the Department.

By passage of S.B. 212 I would be able to continue the practice of doing the work for my customers. I feel that one submission instead of

10 or more would be easier for the Department of Environmental Protection to process and still meet the requirements intended.

One customer involved only purchased 480 bottles last year and it saved a lot of work for everyone on such a small amount. Today it was such an urgent need to use limited resources to the utmost efficiency, this could be one small part to help.

I'd like to thank the Environment Committee for your consideration on this matter. Your approval of S.B. 212 would be greatly appreciated. If the Committee has any questions, I'd be glad to answer them.

REP. ROY: Thank you. Any questions or comments from members of the Committee? Seeing none, thank you very much.

TIMOTHY FLYNN: Thank you for your time.

REP. ROY: And Mary Pelletier did not return. Is there anyone in the audience who has not addressed us but who wishes to? Is there anybody in the audience?

With that, ladies and gentlemen, this hearing is adjourned.

Written Testimony of Timothy Flynn of Torrington, CT,
Before the Connecticut General Assembly Environment Committee,
March 7, 2011

Testimony in support of:
Senate Bill 212, AN ACT SIMPLIFYING CERTAIN RECORDING
REQUIREMENTS UNDER THE BOTTLE BILL

Good morning Senator Meyer, Representative Roy and members of the Environment Committee.

I thank you for the opportunity to speak to the committee today in support of SB 212, AN ACT SIMPLIFYING BOTTLE BILL REPORTING REQUIREMENTS.

I'm Timothy Flynn of Torrington, owner of Mount Claire LLC, a bottled water and soft drink dispensing company. We are Connecticut's oldest bottled water company and this year marks 104 years in operation.

Our company's predominate market is the delivery of returnable five gallon spring water bottles and cooler leasing to residences and businesses in the Northwest Corner and Farmington Valley.

We also provide private label half pint and half liter spring water to educational facilities, health care and financial institutions, inns, other businesses, and non-profit organizations. Our private label business however, takes us to other parts of the state, as far away as Danbury, West Haven and West Hartford. In most cases, this water is given out at no cost to consumers. It is used mainly as a promotional item by my customers or used as a donation at local events.

When the CT Bottle Bill was expanded to include water bottles, an exemption was made for suppliers of 250,000 or fewer containers per year. An application for this exemption was part of the requirement for the bill. Until this past year, I grouped all my sales for my customers and my company under one exemption. I also submitted the required copies of the bottle labels (mine and my customers) as per the Department of Environmental Protection exemption approval process.

Last December, I was notified that I had to have my customers fill out the application, have it notarized and submitted to the Department.

By passage of SB 212, I would be able to continue the practice of doing the work for my customers. I feel that one submission instead of ten or more would be easier for the Department of Environmental Protection to process and still meet the requirements intended.

One customer involved only purchased 480 bottles last year and this would save work for everyone on such a small amount. Today, with such an urgent need to use limited resources to the utmost efficiency, this could be one small part to help.

I would like to thank the Environment Committee for your consideration on this matter. Your approval of SB 212 would be greatly appreciated. If the Committee has any questions I would be glad to answer them.

Thank you,

Timothy Flynn
3 Park Dr.
Torrington CT 06790

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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
2011**

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Please proceed, sir.

REP. SHARKEY (88th):

And if I could, I'd like to read you the Calendar
and bill numbers.

DEPUTY SPEAKER ALTOBELLO:

Thank you, please proceed.

REP. SHARKEY (88th):

The first is Calendar 99, House Bill 6429.
Calendar 331, Senate Bill 980. Calendar 399, Senate
Bill 883. Calendar 439, House Bill 6632. Calendar
476, House bill 6387. Calendar 503, Senate Bill 1110.
Calendar 524, Senate Bill 1153. Calendar 565, Senate
Bill 1083. Calendar 585, Senate Bill 212. Calendar SB227
586, Senate Bill 38. And Calendar 604, Senate Bill
396.

And, Mr. Speaker, if I -- just as a heads up to
the rest of the Chamber, there will be other bills
added to this Consent Calendar at this point which
require amendments and those amendments will be called
and then added also to the Consent Calendar. Thank
you, Mr. Speaker.

DEPUTY SPEAKER ALTOBELLO:

Thank you, Representative Sharkey.

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Thank you, Mr. Speaker. This represents our first Consent Calendar of the evening and I move its adoption.

DEPUTY SPEAKER ARESIMOWICZ:

Will the Clerk please read through the numbers on the Consent Calendar for the Chamber's edification, please.

THE CLERK:

Calendar 99, House Bill 6429. Calendar 331, Senate Bill 980. Calendar 399, Senate Bill 883. Calendar 439, House Bill 6632. Calendar 503, Senate Bill 1110. Calendar 585, Senate Bill 212. Calendar 586, Senate Bill 227. Calendar 491, Senate Bill 799. Calendar 535, Senate Bill 1116. Calendar 568, Senate Bill Number 1138. Calendar 637, Senate Bill 1160. Calendar 569, Senate Bill 1199. Calendar 616, Senate Bill 973. Calendar 583, Senate Bill 98. And Calendar 517, Senate Bil

SB1062

DEPUTY SPEAKER ARESIMOWICZ:

The question before us is on passage of the bills on today's -- Consent Calendar. Will you remark? If not, staff and guests please come to the Well of the House, members take your seats, the machine will be open.

THE CLERK:

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The House of Representatives is voting by roll call. Members to the Chamber. The House is voting today's Consent Calendar by roll call. Members to the Chamber.

DEPUTY SPEAKER ARESIMOWICZ:

Have all the members voted? Have all the members voted? If all the members have voted, please check the board to determine if your vote has been properly cast. If all the members have voted, the machine will be locked, Clerk will take a tally. Clerk, please announce the tally.

THE CLERK:

On today's Consent Calendar,

Total Number voting 148

Necessary for passage 75

Those voting Yea 148

Those voting Nay 0

Those absent and not voting 3

DEPUTY SPEAKER ARESIMOWICZ:

Consent Calendar is passed.

Representative Sharkey, you have the floor, sir.

Is there business on the Clerk's desk?

THE CLERK:

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**CONNECTICUT
GENERAL ASSEMBLY
SENATE**

**PROCEEDINGS
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of Connecticut's environment and this, I am sure, was an aberration. But we're going to make sure that it doesn't happen again.

Mr. President, if there's no objection, could this go on the Consent Calendar, please?

THE CHAIR:

There's no objection, so ordered.

Mr. Clerk.

THE CLERK:

Calendar page 7, Calendar Number 270, File Number 441, substitute for Senate Bill 212, AN ACT SIMPLIFYING CERTAIN REPORTING REQUIREMENTS UNDER THE BOTTLE BILL, Favorable Reporting Committee on Environment.

THE CHAIR:

Senator Meyer.

SENATOR MEYER:

Mr. President, I move acceptance of the Committees Joint and Favorable Report and move passage of this bill, please.

THE CHAIR:

On acceptance and passage, will you remark?

SENATOR MEYER:

Yes, please. Colleagues, Senator Roraback

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brought to the Environment Committee's attention -- and he is the Ranking Senate Member of the Environment Committee -- a process problem.

Under the bottle redemption, a very significant initiative for the General Assembly, we exempted manufacturers -- bottle manufacturers who produce less than 250,000 bottles a year. And we said that -- that the manufacturer could apply for an exemption if -- if producing less than 250,000 bottles a year.

What happened after that was that the Department of Environmental Protection assigned responsibility under the bottle redemption law, not to the manufacturers, but to the distributors. And so a manufacturer requesting exemption became a little bit obsolete.

And so all this bill does, it says that the exemption can be filed by either the manufacturer or the new words are "the manufacturer's authorized agent," which, of course, could include its distributor. So it just speeds up the process.

We thank Senator Roraback for bringing this to our attention. And I -- I believe it's really

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in the public interest to pass this.

THE CHAIR:

Thank you, Senator.

Senator Roraback.

SENATOR RORABACK:

Thank you, Mr. President.

I rise in strong support of this bill. And I want to thank Senator Meyer, for his sensitivity to the needs of a small business man in Torrington. The great thing about the Connecticut General Assembly -- and all of us know this -- is that Connecticut is still a small enough state, where if one individual comes forward with a meritorious request, we can accommodate that individual. And that's the magic of this building, Mr. President. It's the magic of the process.

And I want to thank Senator Meyer and everyone in the Circle for, once again, recognizing that we are responsive to the real world. And I urge support.

Thank you, Mr. President.

THE CHAIR:

Thank you, Senator.

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Will you remark further on the bill?

Senator Meyer.

SENATOR MEYER:

Mr. President, if there's no objection, I'd
appreciate this going on the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

Senator Looney.

SENATOR LOONEY:

Thank you, Mr. President.

Mr. President, returning to an item marked
pass temporarily earlier and that is a matter
from the Aging Committee, Calendar page 5,
Calendar 222, Senate Bill 973.

THE CHAIR:

Mr. Clerk.

THE CLERK:

Calendar page 5, Calendar Number 222, File
Number 331, substitute for Senate Bill 973, AN
ACT CONCERNING DETERMINATION OF UNDUE HARDSHIP
FOR PURPOSES OF MEDICAID ELIGIBILITY, Favorable
Report of the Committee on Aging and Human
Services. Clerk is in possession of an
amendment.

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Thank you, Madam President.

THE CHAIR:

And at this time, I'd ask if there's --
seeing no objection, the bill will be put on
Consent.

Senator Looney.

SENATOR LOONEY:

Thank you, Madam President. Good evening,
again, Madam President.

THE CHAIR:

Good evening, sir.

SENATOR LOONEY:

Madam President would like to have the Clerk
call the items on the Consent Calendar, so that
we might move to a vote on that Consent Calendar.

THE CHAIR:

Mr. Clerk.

THE CLERK:

An immediate roll call has been ordered in
the Senate on the First Consent Calendar. Will
all Senators please return to the Chamber?

Immediate roll call has been ordered in the
Senate on the Consent Calendar. Will all
Senators please return to the Chamber?

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Madam President, the items placed on the First Consent Calendar begin on Calendar page 1, Calendar 571, House Joint Resolution Number 122; Calendar 593, Senate Joint Resolution Number 52; Calendar page 3, Calendar Number 130, substitute for Senate Bill 999; Calendar page 5, Calendar Number 221, substitute for Senate Bill 858; Calendar 222, substitute for Senate Bill 973; Calendar page 7, Calendar Number 270, substitute for Senate Bill 212; Calendar 299, substitute for Senate Bill 139; Calendar 304, substitute for Senate Bill 860; Calendar page 10, Calendar Number 439, substitute for Senate Bill 1216; Calendar page 11, Calendar 456, substitute for Senate Bill 927; Calendar page 29, Calendar Number 41, substitute for Senate Bill 98; Calendar page 31, Calendar Number 114, substitute for Senate Bill 881; Calendar page 32, Calendar 140, substitute for Senate Bill 863; Calendar page 34, Calendar Number 201, substitute for Senate Bill 1038; Calendar page 35, Calendar 215, Senate Bill 227; Calendar 236, Senate Bill 371; Calendar page 37, Calendar Number 271, substitute for Senate Bill 1111, Calendar page 38, Calendar

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293, substitute for Senate Bill 1103; Calendar page 39, Calendar 303, substitute for Senate Bill 764; Calendar page 40, Calendar 342, Senate Bill 843; Calendar page 41, Calendar 362, substitute for Senate Bill 1217; Calendar 368, substitute for Senate Bill 882; Calendar 369, substitute for Senate Bill 939; Calendar page 43, Calendar 382, substitute for Senate Bill 1224; Calendar page 44, Calendar 398, substitute for Senate Bill 1044; Calendar page 45, Calendar 410, House Bill 5021; Calendar page 46, Calendar 434, substitute for Senate Bill 1219.

Madam President, that completes the items placed on the First Consent Calendar.

THE CHAIR:

We'll wait a moment. Senator Looney.

SENATOR LOONEY:

Thank you, Madam President.

Madam President, there is one item that we will need to remove from the Consent Calendar, because it needs to be amended and be reconsidered and then amended, and that is Calendar page 5, Calendar 222, Senate Bill 973. If that item might be removed from the Consent

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Calendar and called after the Consent Calendar,
so it can be corrected?

THE CHAIR:

The bill is removed from the Consent
Calendar. At this time, Mr. Clerk, will you re-
announce the roll call vote and the machine will
be open?

THE CLERK:

Immediate roll call has been ordered in the
Senate on the Consent Calendar. Will all
Senators please return to the Chamber? Immediate
roll call has been ordered in the Senate on the
Consent Calendar. Will all Senators please
return to the Chamber?

THE CHAIR:

All members voted? All members have noted.
The machine will be closed. Mr. Clerk, will you
call the tally?

THE CLERK:

Motions on adoption and Consent Calendar

Number 1:

Total number voting	36
Those voting Yea	36
Those voting Nay	0

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Those absent, not voting 0

THE CHAIR:

The Consent Calendar passed. Mr. Clerk, do you want to recall that bill? Senator Looney.

SENATOR LOONEY:

Yes. Thank you, Madam President.

Madam President, if that item might -- might be passed temporarily, I believe the amendment that would be a strike-all that we needed is not -- not here yet. So we will pass that item.

SB913

Madam President would yield the floor for Members for purposes of announcements or points of personal privilege.

THE CHAIR:

Are there any announcements or points of personal privilege? Any point of personal privilege or announcements? Seeing none.

Senator Looney.

SENATOR LOONEY:

Thank you, Madam President.

Madam President, it's our intention to convene tomorrow at 11:00. Also, advise Members that you should make the weekend, especially Saturday, available for possible session, as