



General Assembly

Amendment

February Session, 2024

LCO No. 4429



Offered by:
SEN. LOPES, 6th Dist.

To: Senate Bill No. 191

File No. 154

Cal. No. 119

"AN ACT CONCERNING FOOD SCRAP DIVERSION FROM THE SOLID WASTE STREAM AND THE REDEMPTION OF OUT-OF-STATE BEVERAGE CONTAINERS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsections (d) and (e) of section 22a-226e of the 2024
4 supplement to the general statutes are repealed and the following is
5 substituted in lieu thereof (*Effective October 1, 2024*):

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

13 [(e)] (d) On or before March 1, 2025, and annually thereafter, each

14 wholesaler, distributor, manufacturer, processor, supermarket, resort,
15 conference center or institution that is subject to the provisions of this
16 section shall submit a report to the Department of Energy and
17 Environmental Protection in electronic format. Such report shall
18 summarize such entity's amount of edible food donated, the amount of
19 [food scraps] source-separated organic materials recycled and the
20 organics recycler or recyclers and associated collectors used.

21 (e) Each commercial food wholesaler or distributor, industrial food
22 manufacturer or processor, supermarket, institution, resort or
23 conference center that generates an average projected volume of not less
24 than twenty-six tons per year of source-separated organic material,
25 including any source-separated organic material subject to the
26 requirements of subsections (a) and (b) of this section, shall, on or before
27 January 1, 2025, adopt a written policy pertaining to a food donation
28 program that: (1) Describes how the wholesaler, distributor,
29 manufacturer, processor, supermarket, institution, resort or conference
30 center will make best efforts to donate excess edible food, as determined
31 by such entity, using acceptable industry standards; (2) is designed to
32 reduce such wholesaler's, distributor's, manufacturer's, processor's,
33 supermarket's, institution's, resort's or conference center's food waste,
34 support the operations of food relief organizations and ensure that all
35 food donated by such wholesaler, distributor, manufacturer, processor,
36 supermarket, resort or conference center under such policy is safe and
37 fit for human consumption; (3) provides for the education of such
38 wholesaler's, distributor's, manufacturer's, processor's, supermarket's,
39 institution's, resort's or conference center's management, employees and
40 third party vendors who manage food for such facility regarding the
41 food distribution process and the relationship between such process and
42 food waste; (4) requires such wholesaler, distributor, manufacturer,
43 processor, supermarket, institution, resort or conference center to make
44 reasonable efforts to identify, and partner with, not less than two food
45 relief organizations for the purpose of donating excess edible food to
46 such food relief organizations prior to any such food becoming source-
47 separated organic material, as described in subsections (a) and (b) of this

48 section; and (5) includes a framework to formalize and streamline such
49 wholesaler's, distributor's, manufacturer's, processor's, supermarket's,
50 institution's, resort's or conference center's protocols concerning food
51 donation.

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

58 (g) For purposes of this section, "food relief organization" has the
59 same meaning as provided in section 38a-313c.

60 Sec. 2. (NEW) (*Effective from passage*) The municipal food scrap
61 diversion pilot program of the Department of Energy and
62 Environmental Protection shall continue and shall add a municipal
63 participant with a population of not less than one hundred thousand
64 persons. Such pilot program shall consider the use of other food scrap
65 diversion techniques in addition to the bagging of food scraps.

66 Sec. 3. (NEW) (*Effective from passage*) The Department of Energy and
67 Environmental Protection shall hire a consultant to conduct a waste
68 characterization assessment. Such assessment shall be funded through
69 the regional performance incentive program established pursuant to
70 section 4-124s of the general statutes. Upon completion of such waste
71 characterization assessment, the department shall submit, in accordance
72 with the provisions of section 11-4a of the general statutes, a report to
73 the joint standing committee of the General Assembly having
74 cognizance of matters relating to the environment on the results of such
75 characterization and assessment, including, but not limited to, a
76 description of any changes from the most recent previous such
77 characterization."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2024</i>	22a-226e(d) and (e)
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section