

I. Release Reporting Regulations

Regs., Conn. State Agencies § 22a-450-3

(d) (1) For the purposes of sections 22a-450-1 to 22a-450-6, inclusive, of the Regulations of Connecticut State Agencies, a release shall be considered to have been otherwise properly mitigated when such release has been mitigated in accordance with best management practices specified by the commissioner and posted on the department's Internet website.

(2) Notwithstanding the definition of waters of the state, for the purposes of the reporting of releases pursuant to sections 22a-450-1 to 22a-450-6, inclusive, of the Regulations of Connecticut State Agencies, a release to soil above the saturated zone shall not be considered a release to the waters of the state.

(3) Any release required to be reported pursuant to the release reporting regulations shall be considered to have been discovered pursuant to section 22a-134rr of the Connecticut General Statutes and shall be an emergent reportable release subject to the release based cleanup regulations, as such terms are defined at section 22a-134tt-1 of the Regulations of Connecticut State Agencies, including the requirement to perform immediate action pursuant to section 22a-134tt-5 of the Regulations of Connecticut State Agencies.

II. Remediation Standards Regulations

Section 22a-133k-1 of the Regulations of Connecticut State Agencies – General Provisions

Remediation Standards

The remediation standards adopted pursuant to section 22a-133k of the Connecticut General Statutes shall be those standards adopted at sections 22a-134tt-1(a) to 22a-134tt-(d), inclusive, of the Regulations of Connecticut State Agencies, sections 22a-134tt-7 to 22a-134tt-10, inclusive, of the Regulations of Connecticut State Agencies; and sections 22a-134tt-app2 to 22a-134tt-app12 of the Regulations of Connecticut State Agencies.

Section 22a-133k-2 of the Regulations of Connecticut State Agencies – Remediation Standards for Soil

The remediation standards for soil adopted pursuant to this section 22a-133k of the Connecticut General Statutes shall be those standards adopted at sections 22a-134tt-8 to 22a-134tt-9, inclusive, of the Regulations of Connecticut State Agencies, and sections 22a-134tt-App2 to 22a-134tt-App3, inclusive, of the Regulations of Connecticut State Agencies, section 22a-134tt-App7 to App9, inclusive, of the Regulations of Connecticut State Agencies, and sections 22a-134tt-App11 to 22a-134tt-App12 of the Regulations of Connecticut State Agencies.

Section 22a-133k-3 of the Regulations of Connecticut State Agencies – Remediation Standards for Groundwater

The remediation standards for groundwater adopted pursuant to this section 22a-133k of the Connecticut General Statutes shall be those standards adopted at sections 22a-134tt-10 of the Regulations of Connecticut State Agencies, and sections 22a-134tt-App3 to section 22a-134tt-App6,

inclusive, of the Regulations of Connecticut State Agencies, and sections 22a-134tt-App8 to App10, inclusive, of the Regulations of Connecticut State Agencies.

III. Administrative Civil Penalty Regulations

Section 22a-6b-8(c) of the Regulations of Connecticut State Agencies

(5) Release-Based Cleanup Violations.

For each distinct violation of chapter 445b of the Connecticut General Statutes, or of any regulation, order or permit administered or issued thereunder, the gravity-based penalty component shall be determined using Table 5A.

Table 5A Penalty Schedule for Release-Based Cleanup Violations	
Type of Violation	Penalty
Failure to report the discovery of an existing release in violation of section 22a-134tt-3 of the Regulations of Connecticut State Agencies	\$1,000
Failure to report a significant existing release in the time required by section 22a-134tt-3 of the Regulations of Connecticut State Agencies	\$1,000
Failure to perform an immediate action as directed by the commissioner or in the necessary timeframe to protect human health and the environment for emergencies or exigent conditions caused by a release in violation of section 22a-134tt-5(b) of the Regulations of Connecticut State Agencies	\$2,000
Failure to begin performing an immediate action within the time frame specified in violation of section 22a-134tt-5(c) of the Regulations of Connecticut State Agencies	\$1,000
Failure to submit an immediate action plan in violation of 22a-134tt-5(f) of the Regulations of Connecticut State Agencies	\$1,000
Failure to submit an immediate action report in violation of 22a-134tt-5(e) of the Regulations of Connecticut State Agencies	\$1,000
Failure to submit a tier assignment not later than one year after discovery of a release in violation of 22a-134tt-6 of the Regulations of Connecticut State Agencies	\$2,000
Failure to submit a release remediation closure report in violation of section 22a-134tt-12 of the Regulations of Connecticut State Agencies in the time required by section 22a-134tt-6 of the Regulations of Connecticut State Agencies.	\$1,000