



General Assembly

February Session, 2000

Amendment

LCO No. 4536

Offered by:

REP. POWERS, 151st Dist.

To: Subst. House Bill No. 5904

File No. 450

Cal. No. 358

"An Act Concerning Electronic Monitoring Of Drunken Drivers And Other Probationers With A History Of Alcohol Abuse And Requiring Notification When The Functioning Of Electronic Monitoring Equipment Is Interrupted."

1 After line 110, add the following:

2 "Sec. 4. (NEW) (a) The Commissioner of Motor Vehicles shall
3 suspend the motor vehicle operator's license or nonresident operating
4 privilege of any person who is a habitual violator for a period of two
5 years. For the purposes of this section and section 5 of this act, a person
6 shall be deemed a habitual violator if, according to such person's
7 driving history record as maintained by said commissioner, such
8 person has accumulated the convictions, for separate offenses, as
9 identified in the following provisions:

10 (1) Three or more convictions within a ten-year period, rising
11 singularly or in combination, out of separate acts of the following
12 offenses:

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- 13 (A) A violation of section 53a-56b of the general statutes;
- 14 (B) A violation of section 53a-60d of the general statutes;
- 15 (C) A violation of section 53a-57 of the general statutes;
- 16 (D) A violation of section 14-222a of the general statutes;
- 17 (E) A violation of subsection (a) of section 14-227a of the general
18 statutes, as amended;
- 19 (F) A violation of section 14-215 of the general statutes;
- 20 (G) A violation of section 14-110 or 53a-157b of the general statutes;
- 21 (H) A violation of subsection (a), (b) or (c) of section 14-224 of the
22 general statutes.
- 23 (2) Two or more convictions within a ten-year period, arising out of
24 separate acts of the offense of reckless driving, in violation of section
25 14-222 of the general statutes, coupled with one or more of the
26 convictions identified in subparagraphs (A) to (H), inclusive, of
27 subdivision (1) of this subsection.
- 28 (3) Ten or more convictions within a three-year period, singularly or
29 in combination, arising out of separate acts, of any moving violation,
30 as defined in subsection (a) of section 14-111g of the general statutes.
- 31 (b) The suspension of the operator's license or nonresident operating
32 privilege to be imposed by the commissioner in accordance with the
33 provisions of subsection (a) of this section, in addition to any other
34 suspension required as a result of a conviction for any offense or
35 offenses, shall be identified in subsection (a) of this section. For the
36 purposes of this section, "conviction" shall have the same meaning as
37 in subdivision (16) of subsection (a) of section 14-1 of the general
38 statutes, as amended, provided the conviction occurred on or after July
39 1, 1998.
- 40 (c) Any person who is a habitual offender by reason of three

41 convictions of subsection (a) of section 14-227a of the general statutes,
42 as amended, notwithstanding the period of time stated in subsection
43 (a) of this section, shall have such person's motor vehicle operator's
44 license permanently revoked, as required by the provisions of
45 subsection (h) of section 14-227a of the general statutes, as amended.

46 (d) Notwithstanding the provisions of section 14-215 of the general
47 statutes, any person who is a habitual violator and whose license or
48 nonresident operating privilege has been suspended by the
49 commissioner, in accordance with the provisions of subsection (a) or
50 (c) of this section, and who thereafter operates a motor vehicle on a
51 public highway of this state or on any road of a district organized
52 under the provisions of chapter 105 of the general statutes, a purpose
53 of which is the construction and maintenance of roads and sidewalks,
54 or on any private road on which a speed limit has been established in
55 accordance with the provisions of section 14-218a of the general
56 statutes, or in any parking area for ten or more cars or on any school
57 property, shall be sentenced to imprisonment of not less than ninety
58 days nor more than one year and one day, and be fined not less than
59 two thousand dollars nor more than eight thousand dollars.

60 Sec. 5. (NEW) Any person who has been convicted of a violation of
61 section 53a-56b or 53a-60d of the general statutes shall not have such
62 conviction erased from such person's motor vehicle operator's record.

63 Sec. 6. This act shall take effect July 1, 2000, except that sections 1 to
64 3, inclusive, shall take effect October 1, 2000."