



An Act Concerning Habitual Motor Vehicle Violators.

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

1 Section 1. (NEW) (a) The Commissioner of Motor Vehicles shall
2 suspend the motor vehicle operator's license or nonresident operating
3 privilege of any person who is a habitual violator for a period of two
4 years. For the purposes of this section and section 2 of this act, a person
5 shall be deemed a habitual violator if, according to such person's
6 driving history record as maintained by said commissioner, such
7 person has accumulated the convictions, for separate offenses, as
8 identified in the following provisions:

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

12 (A) A violation of section 53a-56b of the general statutes;

13 (B) A violation of section 53a-60d of the general statutes;

14 (C) A violation of section 53a-57 of the general statutes;

15 (D) A violation of section 14-222a of the general statutes;

16 (E) A violation of subsection (a) of section 14-227a of the general
17 statutes, as amended;

18 (F) A violation of section 14-215 of the general statutes;

19 (G) A violation of section 14-110 or 53a-157b of the general statutes;

20 (H) A violation of subsection (a), (b) or (c) of section 14-224 of the
21 general statutes.

22 (2) Two or more convictions within a ten-year period, arising out of
23 separate acts of the offense of reckless driving, in violation of section
24 14-222 of the general statutes, coupled with one or more of the
25 convictions identified in subparagraphs (A) to (H), inclusive, of
26 subdivision (1) of this subsection.

27 (3) (A) Ten or more convictions within a three-year period,
28 singularly or in combination, arising out of separate acts, of any
29 moving violation, as defined in subsection (a) of section 14-111g of the
30 general statutes; or (B) ten or more convictions within a ten-year
31 period, singularly or in combination, arising out of separate acts of any
32 moving violation, as defined in subsection (a) of section 14-111g of the
33 general statutes, coupled with two or more convictions identified in
34 subparagraphs (A) to (H), inclusive, of subdivision (1) of this
35 subsection.

36 (b) The suspension of the operator's license or nonresident operating
37 privilege to be imposed by the commissioner in accordance with the
38 provisions of subsection (a) of this section, in addition to any other
39 suspension required as a result of a conviction for any offense or
40 offenses, shall be identified in subsection (a) of this section. For the
41 purposes of this section, "conviction" shall have the same meaning as
42 in subdivision (16) of subsection (a) of section 14-1 of the general
43 statutes, as amended, provided the conviction occurred on or after July
44 1, 1998.

45 (c) Any person who is a habitual offender by reason of three
46 convictions of subsection (a) of section 14-227a of the general statutes,
47 as amended, notwithstanding the period of time stated in subsection
48 (a) of this section, shall have such person's motor vehicle operator's

49 license permanently revoked, as required by the provisions of
50 subsection (h) of section 14-227a of the general statutes, as amended.

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

65 Sec. 2. (NEW) Any person who has been convicted of a violation of
66 section 53a-56b or 53a-60d of the general statutes shall not have such
67 conviction erased from such person's motor vehicle operator's record.

68 Sec. 3. Section 14-219 of the general statutes is repealed and the
69 following is substituted in lieu thereof:

70 (a) No person shall operate any motor vehicle (1) upon any
71 highway, road or any parking area for ten cars or more, at such a rate
72 of speed as to endanger the life of any occupant of such motor vehicle,
73 but not the life of any other person than such an occupant; or (2) at a
74 rate of speed greater than fifty-five miles per hour upon any highway
75 other than a highway specified in subsection (b) of section 14-218a for
76 which a speed limit has been established in accordance with the
77 provisions of said subsection; or (3) at a rate of speed greater than
78 sixty-five miles per hour upon any highway specified in subsection (b)
79 of section 14-218a for which a speed limit has been established in
80 accordance with the provisions of said subsection.

81 (b) Any person who operates a motor vehicle (1) on a multiple lane,
82 limited access highway other than a highway specified in subsection
83 (b) of section 14-218a for which a speed limit has been established in
84 accordance with the provisions of said subsection at a rate of speed
85 greater than fifty-five miles per hour but not greater than seventy
86 miles per hour, or (2) on a multiple lane, limited access highway
87 specified in subsection (b) of section 14-218a for which a speed limit
88 has been established in accordance with the provisions of said
89 subsection at a rate of speed greater than sixty-five miles per hour but
90 not greater than [seventy] eighty miles per hour, or (3) on any other
91 highway at a rate of speed greater than fifty-five miles per hour but
92 not greater than sixty miles per hour, shall commit an infraction,
93 provided any such person operating a truck, as defined in section 14-
94 260n, shall have committed a violation and shall be fined not less than
95 one hundred dollars nor more than one hundred fifty dollars.

96 (c) Any person who violates any provision of subdivision (1) of
97 subsection (a) of this section or who operates a motor vehicle (1) on a
98 multiple lane, limited access highway, other than a highway for which
99 a speed limit of sixty-five miles per hour has been established in
100 accordance with the provisions of subsection (b) of section 14-218a, at a
101 rate of speed greater than seventy miles per hour but not greater than
102 eighty-five miles per hour, or (2) on a multiple lane, limited access
103 highway for which a speed limit of sixty-five miles per hour has been
104 established in accordance with the provisions of subsection (b) of
105 section 14-218a, at a rate of speed greater than eighty miles per hour
106 but not greater than eighty-five miles per hour, or [(2)] (3) on any other
107 highway at a rate of speed greater than sixty miles per hour but not
108 greater than eighty-five miles per hour shall be fined not less than one
109 hundred dollars nor more than one hundred fifty dollars, provided
110 any such person operating a truck, as defined in section 14-260n, shall
111 be fined not less than one hundred fifty dollars nor more than two
112 hundred dollars.

113 (d) No person shall be subject to prosecution for a violation of both
114 subsection (a) of this section and subsection (a) of section 14-222

115 because of the same offense.

116 (e) Notwithstanding any provision of the general statutes to the
117 contrary, any person who violates subdivision (1) of subsection (a) of
118 this section, subdivision (1) or (2) of subsection (b) of this section while
119 operating a truck, as defined in section 14-260n, or subdivision (1) or
120 (2) of subsection (c) of this section while operating a motor vehicle or a
121 truck, as defined in section 14-260n, shall follow the procedures set
122 forth in section 51-164n.

123 Sec. 4. This act shall take effect July 1, 2000.

TRA Committee Vote: Yea 24 Nay 0 JFS C/R JUD
JUD Committee Vote: Yea 37 Nay 1 JFS