



General Assembly

February Session, 2004

Raised Bill No. 27

LCO No. 373

00373_____TRA

Referred to Committee on Transportation

Introduced by:
(TRA)

AN ACT CONCERNING EFFICIENCIES OF THE DEPARTMENT OF MOTOR VEHICLES.

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

1 Section 1. Subsection (a) of section 14-112 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (a) To entitle any person to receive or retain a motor vehicle
5 operator's license or a certificate of registration of any motor vehicle
6 when, in the opinion of the commissioner, such person [has violated
7 any of the provisions of section 14-222, section 14-224 or subsection (a)
8 of section 14-227a or any similar provision of the laws of any other
9 state or any territory, or who] has been convicted of, or has forfeited
10 any bond taken for appearance for, or has received a suspended
11 judgment or sentence for, a violation of any of said provisions, or who
12 has been held or found criminally responsible in connection with any
13 motor vehicle accident resulting in the death of any person, or who has
14 a record on file with the commissioner which is sufficient, in the
15 opinion of the commissioner, to require evidence of financial
16 responsibility for the reasonable protection of other persons, the

17 commissioner shall require from such person proof of financial
18 responsibility to satisfy any claim for damages by reason of personal
19 injury to, or the death of, any one person, of twenty thousand dollars,
20 or by reason of personal injury to, or the death of, more than one
21 person on account of any accident, of at least forty thousand dollars,
22 and for damage to property of at least ten thousand dollars, except
23 that, for violations of section 14-222 or section 14-224 if there is no
24 personal injury and the property damage is under one thousand
25 dollars, the commissioner may, in his discretion, waive such
26 requirements. When the commissioner requires proof of financial
27 responsibility from an operator or owner of any motor vehicle, he may
28 require proof in the amounts herein specified for each vehicle operated
29 or owned by such person. If any person fails to furnish such proof, the
30 commissioner shall, until such proof is furnished, suspend or revoke
31 the license of such person to operate a motor vehicle or refuse to return
32 any license which has been suspended or revoked in accordance with
33 the provisions of section 14-111, as amended, or suspend or revoke the
34 registration of any such motor vehicle or vehicles or refuse thereafter
35 to register any motor vehicle owned by such person or refuse to
36 register any motor vehicle transferred by him if it does not appear to
37 the commissioner's satisfaction that such transfer is a bona fide sale, or,
38 if such person is not a resident of this state, withdraw from such
39 person the privilege of operating any motor vehicle in this state and
40 the privilege of operation within this state of any motor vehicle owned
41 by him. Prior to such suspension, revocation or withdrawal, notice
42 thereof shall be given by the commissioner by a notice forwarded by
43 bulk certified mail to the address of such person as shown by the
44 records of the commissioner. No appeal taken from the judgment of
45 any court shall act as a stay to any action of the commissioner
46 authorized by the provisions of this section.

47 Sec. 2. Subsection (c) of section 14-213b of the general statutes is
48 repealed and the following is substituted in lieu thereof (*Effective from*
49 *passage*):

50 (c) The Commissioner of Motor Vehicles shall suspend the
51 registration, and the operator's license, if any, of an owner, for a first
52 conviction of violating the provisions of subsection (a) of this section
53 for a period of one month and for a second or subsequent conviction
54 for a period of six months. [No new registration shall be issued or
55 restored for any private passenger motor vehicle or a vehicle with a
56 combination or commercial registration, as defined in section 14-1, the
57 registration for which has been suspended pursuant to this subsection
58 until the owner has filed proof of financial responsibility in accordance
59 with section 14-112. Any financial responsibility filing shall be
60 maintained for a period of three years unless waived by the
61 commissioner after one year has elapsed, or unless such registration
62 for such motor vehicle has been cancelled or the commissioner is
63 satisfied that a transfer of the private passenger motor vehicle has been
64 made in good faith and not for the purpose of or with the effect of
65 circumventing the intention of sections 14-12b and 14-12c.] No
66 operator's license which has been suspended pursuant to this
67 subsection shall be restored until the owner has provided evidence to
68 the commissioner that he maintains the security required by section
69 38a-371 for each motor vehicle registered in his name.

70 Sec. 3. Subsection (c) of section 14-171 of the general statutes is
71 repealed and the following is substituted in lieu thereof (*Effective from*
72 *passage*):

73 (c) If the application refers to a vehicle last previously registered in
74 another state or country, the application shall contain or be
75 accompanied by: (1) Any certificate of title issued by the other state or
76 country; (2) any other information and documents the commissioner
77 reasonably requires to establish the ownership of the vehicle and the
78 existence or nonexistence of security interests in it; and (3) evidence
79 that the manufacturer's identification number of the vehicle was
80 [inspected at the time of registration] verified, by a means acceptable to
81 the commissioner, or inspected by a licensed dealer in accordance with
82 subsection (c) of section 14-99h.

83 Sec. 4. Subdivision (3) of subsection (k) of section 14-164c of the
84 general statutes is repealed and the following is substituted in lieu
85 thereof (*Effective from passage*):

86 (3) Upon the registration of each new motor vehicle subject to the
87 inspection requirements of this chapter, or of each motor vehicle that is
88 four or less model years of age that has not been registered previously
89 in this state, the commissioner [shall] may issue a sticker indicating the
90 exempt status of such motor vehicle and the date on which the motor
91 vehicle is scheduled to be presented for inspection. [Such] Any such
92 sticker that may be issued shall be displayed on the motor vehicle in
93 accordance with subsection (d) of this section. On and after July 1,
94 2002, the commissioner shall charge a fee of forty dollars in addition to
95 any other fees required for such registration. All receipts from the
96 payment of such fee shall be deposited in the Special Transportation
97 Fund.

98 Sec. 5. Subsection (c) of section 14-19a of the general statutes is
99 repealed and the following is substituted in lieu thereof (*Effective from*
100 *passage*):

101 (c) On or after July 1, [1991] 2005, the commissioner [shall] may
102 issue special certificates of registration and special number plates in
103 accordance with the regulations adopted under subsection (a) of this
104 section provided he may not issue a set of special number plates
105 bearing the same numerals as any other plate issued by the
106 department. The commissioner may discontinue the issuance of any
107 such special number plates issued for a qualified organization, or
108 special plates issued in accordance with the provisions of sections 14-
109 21f to 14-21p, inclusive, at any time, upon written notice to the
110 organization if, in the opinion of the commissioner, the demand for
111 such plates is insufficient to support the costs of production.

112 Sec. 6. Subsection (c) of section 14-103 of the general statutes, as
113 amended by section 36 of public act 03-3 of the June 30 special session,
114 is repealed and the following is substituted in lieu thereof (*Effective*

115 *from passage):*

116 (c) All state and local police officers, whenever they see a motor
117 vehicle being operated in apparent violation of any statute relative to
118 the equipment of a motor vehicle, may stop such vehicle and may
119 issue to the operator a warning of defective equipment directing the
120 owner of such vehicle to take it to any inspection station approved by
121 the commissioner and have such vehicle restored to safe operating
122 condition and officially inspected as soon as possible, and not later
123 than ten days from the date of the issuance of the warning notice. Such
124 warning shall be furnished by the commissioner in such form as the
125 commissioner prescribes and shall be in triplicate, the original of
126 which shall be mailed by the issuing officer to the Department of
127 Motor Vehicles. The duplicate copy shall be given to the motor vehicle
128 operator and shall be presented to the official inspection station at the
129 time the vehicle is submitted for examination. The triplicate copy shall
130 be retained by the issuing officer for such officer's department records.
131 When the inspection station approves such vehicle, its authorized
132 representative shall sign the duplicate copy of the warning of defective
133 equipment and mail it to the Department of Motor Vehicles. If the
134 Department of Motor Vehicles does not receive the duplicate copy, as
135 approved by the inspection station, within twenty days from the date
136 of issuance, [the commissioner may assess the owner of the motor
137 vehicle a civil penalty of fifty dollars. If such owner fails to pay such
138 penalty within the time prescribed by the commissioner] or if the
139 registration for such vehicle is not cancelled, the commissioner, after
140 giving notice and an opportunity for a hearing to such motorist, [shall]
141 may suspend the [registration of the motor vehicle] privilege of the
142 owner to register any motor vehicle or to operate any motor vehicle on
143 the highways of this state that is registered in another jurisdiction,
144 until such time as [the penalty is paid and] the vehicle is restored to
145 safe operating condition.

146 Sec. 7. Subsection (a) of section 14-1 of the general statutes, as
147 amended by section 5 of public act 03-265, is repealed and the

148 following is substituted in lieu thereof (*Effective from passage*):

149 (a) Terms used in this chapter shall be construed as follows, unless
150 another construction is clearly apparent from the language or context
151 in which the term is used or unless the construction is inconsistent
152 with the manifest intention of the General Assembly:

153 (1) "Agricultural tractor" means a tractor or other form of
154 nonmuscular motive power used for transporting, hauling, plowing,
155 cultivating, planting, harvesting, reaping or other agricultural
156 purposes on any farm or other private property, or used for the
157 purpose of transporting, from one farm to another, agricultural
158 implements and farm products, provided the agricultural tractor is not
159 used on any highway for transporting a pay load or for some other
160 commercial purpose;

161 (2) "Antique, rare or special interest motor vehicle" means a motor
162 vehicle twenty-five years old or older which is being preserved
163 because of historic interest and which is not altered or modified from
164 the original manufacturer's specifications;

165 (3) "Apparent candle power" means an illumination equal to the
166 normal illumination in foot candles produced by any lamp or lamps,
167 divided by the square of the distance in feet between the lamp or
168 lamps and the point at which the measurement is made;

169 (4) "Authorized emergency vehicle" means (A) a fire department
170 vehicle, (B) a police vehicle, or (C) a public service company or
171 municipal department ambulance or emergency vehicle designated or
172 authorized for use as an authorized emergency vehicle by the
173 commissioner;

174 (5) "Auxiliary driving lamp" means an additional lighting device on
175 a motor vehicle used primarily to supplement the general illumination
176 in front of a motor vehicle provided by the motor vehicle's head lamps;

177 (6) "Bulb" means a light source consisting of a glass bulb containing

178 a filament or substance capable of being electrically maintained at
179 incandescence;

180 (7) "Camp trailer" includes any trailer designed and used
181 exclusively for camping or recreational purposes;

182 (8) "Camper" means any motor vehicle designed or permanently
183 altered in such a way as to provide temporary living quarters for
184 travel, camping or recreational purposes;

185 (9) "Combination registration" means the type of registration issued
186 to a motor vehicle used for both private passenger and commercial
187 purposes if such vehicle does not have a gross vehicle weight rating in
188 excess of ten thousand pounds;

189 (10) "Commercial driver's license" or "CDL" means a license issued
190 to an individual in accordance with the provisions of sections 14-44a to
191 14-44m, inclusive, which authorizes such individual to drive a
192 commercial motor vehicle;

193 (11) "Commercial motor vehicle" means a vehicle designed or used
194 to transport passengers or property, except a vehicle used within one
195 hundred fifty miles of a farm in connection with the operation of such
196 farm, fire fighting apparatus or other authorized emergency vehicles,
197 or a recreational vehicle in private use, which (A) has a gross vehicle
198 weight rating of twenty-six thousand and one pounds or more; (B) is
199 designed to transport sixteen or more passengers, including the driver,
200 or is designed to transport more than ten passengers, including the
201 driver, and is used to transport students under the age of twenty-one
202 years to and from school; or (C) is transporting hazardous materials
203 and is required to be placarded in accordance with [the Code of
204 Federal Regulations Title 49, Part] 49 CFR 172, Subpart F, as amended;

205 (12) "Commercial registration" means the type of registration
206 required for any motor vehicle designed or used to transport
207 merchandise, freight or persons in connection with any business

208 enterprise, unless a more specific type of registration is authorized and
209 issued by the commissioner for such class of vehicle;

210 (13) "Commercial trailer" means a trailer used in the conduct of a
211 business to transport freight, materials or equipment whether or not
212 permanently affixed to the bed of the trailer;

213 (14) "Commissioner" includes the Commissioner of Motor Vehicles
214 and any assistant to the Commissioner of Motor Vehicles who is
215 designated and authorized by, and who is acting for, the
216 Commissioner of Motor Vehicles under a designation; except that the
217 deputy commissioners of motor vehicles and the Attorney General are
218 deemed, unless the Commissioner of Motor Vehicles otherwise
219 provides, to be designated and authorized by, and acting for, the
220 Commissioner of Motor Vehicles under a designation;

221 (15) "Controlled substance" has the same meaning as in section 21a-
222 240 and the federal laws and regulations incorporated in chapter 420b;

223 (16) "Conviction" means an unvacated adjudication of guilt, or a
224 determination that a person has violated or failed to comply with the
225 law in a court of original jurisdiction or an authorized administrative
226 tribunal, an unvacated forfeiture of bail or collateral deposited to
227 secure the person's appearance in court, the payment of a fine or court
228 cost, or violation of a condition of release without bail, regardless of
229 whether or not the penalty is rebated, suspended or probated;

230 (17) "Dealer" includes any person actively engaged in buying,
231 selling or exchanging motor vehicles or trailers who has an established
232 place of business in this state and who may, incidental to such
233 business, repair motor vehicles or trailers, or cause them to be repaired
234 by persons in his or her employ;

235 (18) "Disqualification" means a withdrawal of the privilege to drive
236 a commercial motor vehicle, which occurs as a result of (A) any
237 suspension or revocation by the commissioner of the privilege to

238 operate a motor vehicle; (B) a determination by the Federal Highway
239 Administration, under the rules of practice for motor carrier safety
240 contained in [the Code of Federal Regulations Title 49, Part] 49 CFR
241 386, as amended, that a person is no longer qualified to operate a
242 commercial motor vehicle under the standards of [the Code of Federal
243 Regulations Title 49, Part] 49 CFR 391, as amended; or (C) the loss of
244 qualification which automatically follows any of the convictions
245 specified in section 14-44k;

246 (19) "Drive" means to drive, operate or be in physical control of a
247 motor vehicle, including a motor vehicle being towed by another;

248 (20) "Driver" means any person who drives, operates or is in
249 physical control of a commercial motor vehicle, or who is required to
250 hold a commercial driver's license;

251 (21) "Driver's license" or "operator's license" means a valid
252 Connecticut motor vehicle operator's license or a license issued by
253 another state or foreign jurisdiction authorizing the holder thereof to
254 operate a motor vehicle on the highways;

255 (22) "Employee" means any operator of a commercial motor vehicle,
256 including full-time, regularly employed drivers, casual, intermittent or
257 occasional drivers, drivers under contract and independent, owner-
258 operator contractors, who, while in the course of operating a
259 commercial motor vehicle, are either directly employed by, or are
260 under contract to, an employer;

261 (23) "Employer" means any person, including the United States, a
262 state or any political subdivision thereof, who owns or leases a
263 commercial motor vehicle, or assigns a person to drive a commercial
264 motor vehicle;

265 (24) "Farm implement" means a vehicle designed and adapted
266 exclusively for agricultural, horticultural or livestock-raising
267 operations and which is not operated on a highway for transporting a

268 pay load or for any other commercial purpose;

269 (25) "Felony" means any offense as defined in section 53a-25 and
270 includes any offense designated as a felony under federal law;

271 (26) "Foreign jurisdiction" means any jurisdiction other than a state
272 of the United States;

273 (27) "Fuels" means (A) all products commonly or commercially
274 known or sold as gasoline, including casinghead and absorption or
275 natural gasoline, regardless of their classification or uses, (B) any liquid
276 prepared, advertised, offered for sale or sold for use, or commonly and
277 commercially used, as a fuel in internal combustion engines, which,
278 when subjected to distillation in accordance with the standard method
279 of test for distillation of gasoline, naphtha, kerosene and similar
280 petroleum products by "American Society for Testing Materials
281 Method D-86", shows not less than ten per cent distilled (recovered)
282 below 347 Fahrenheit (175 Centigrade) and not less than ninety-five
283 per cent distilled (recovered) below 464 Fahrenheit (240 Centigrade);
284 provided the term "fuels" shall not include commercial solvents or
285 naphthas which distill, by "American Society for Testing Materials
286 Method D-86", not more than nine per cent at 176 Fahrenheit and
287 which have a distillation range of 150 Fahrenheit, or less, or liquefied
288 gases which would not exist as liquids at a temperature of 60
289 Fahrenheit and a pressure of 14.7 pounds per square inch absolute,
290 and (C) any liquid commonly referred to as "gasohol" which is
291 prepared, advertised, offered for sale or sold for use, or commonly and
292 commercially used, as a fuel in internal combustion engines, consisting
293 of a blend of gasoline and a minimum of ten per cent by volume of
294 ethyl or methyl alcohol;

295 (28) "Garage" includes every place of business where motor vehicles
296 are, for compensation, received for housing, storage or repair;

297 (29) "Gross vehicle weight rating" or "GVWR" means the value
298 specified by the manufacturer as the maximum loaded weight of a

299 single or a combination (articulated) vehicle, or its registered gross
300 weight, whichever is greater. The GVWR of a combination (articulated)
301 vehicle commonly referred to as the "gross combination weight rating"
302 or GCWR is the GVWR of the power unit plus the GVWR of the towed
303 unit or units;

304 (30) "Gross weight" means the light weight of a vehicle plus the
305 weight of any load on the vehicle, provided, in the case of a tractor-
306 trailer unit, "gross weight" means the light weight of the tractor plus
307 the light weight of the trailer or semitrailer plus the weight of the load
308 on the vehicle;

309 (31) "Hazardous materials" has the same meaning as in Section 103
310 of the Hazardous Materials Transportation Act, [Section 1801 et seq.,
311 Title 49, United States Code] 49 USC 1801 et seq.;

312 (32) "Head lamp" means a lighting device affixed to the front of a
313 motor vehicle projecting a high intensity beam which lights the road in
314 front of the vehicle so that it can proceed safely during the hours of
315 darkness;

316 (33) "High-mileage vehicle" means a motor vehicle having the
317 following characteristics: (A) Not less than three wheels in contact with
318 the ground; (B) a completely enclosed seat on which the driver sits; (C)
319 a single or two cylinder, gasoline or diesel engine or an electric-
320 powered engine; and (D) efficient fuel consumption;

321 (34) "Highway" includes any state or other public highway, road,
322 street, avenue, alley, driveway, parkway or place, under the control of
323 the state or any political subdivision of the state, dedicated,
324 appropriated or opened to public travel or other use;

325 (35) "Intersecting highway" includes any public highway which
326 joins another at an angle whether or not it crosses the other;

327 (36) "Light weight" means the weight of an unloaded motor vehicle
328 as ordinarily equipped and ready for use, exclusive of the weight of

329 the operator of the motor vehicle;

330 (37) "Limited access highway" means a state highway so designated
331 under the provisions of section 13b-27;

332 (38) "Local authorities" includes the board of aldermen, common
333 council, chief of police, warden and burgesses, board of selectmen or
334 other officials having authority for the enactment or enforcement of
335 traffic regulations within their respective towns, cities or boroughs;

336 (39) "Maintenance vehicle" means any vehicle in use by the state or
337 by any town, city, borough or district, any state bridge or parkway
338 authority or any public service company, as defined in section 16-1, in
339 the maintenance of public highways or bridges and facilities located
340 within the limits of public highways or bridges;

341 (40) "Manufacturer" means (A) a person, whether a resident or
342 nonresident, engaged in the business of constructing or assembling
343 new motor vehicles of a type required to be registered by the
344 commissioner, for operation upon any highway, which are offered for
345 sale in this state, or (B) a person who distributes new motor vehicles to
346 new car dealers licensed in this state;

347 (41) "Median divider" means an intervening space or physical
348 barrier or clearly indicated dividing section separating traffic lanes
349 provided for vehicles proceeding in opposite directions;

350 (42) "Minibike" or "minicycle" means any two or three wheel
351 motorcycle having one or more of the following characteristics: (A)
352 Ten inches (254 mm) or less nominal wheel rim diameter; (B) forty
353 inches or less wheel base; (C) twenty-five inches or less seat height
354 measured at the lowest point on the top of the seat cushion without
355 rider; (D) a propelling engine having a piston displacement of 50 c.c. or
356 less;

357 (43) "Modified antique motor vehicle" means a motor vehicle
358 twenty-five years old or older which has been modified for safe road

359 use, including but not limited to, modifications to the drive train,
360 suspension, braking system and safety or comfort apparatus;

361 (44) "Motor bus" includes any motor vehicle, except a taxicab, as
362 defined in section 13b-95, as amended, operated in whole or in part on
363 any street or highway in a manner affording a means of transportation
364 by indiscriminately receiving or discharging passengers, or running on
365 a regular route or over any portion of a regular route or between fixed
366 termini;

367 (45) "Motor home" means a vehicular unit designed to provide
368 living quarters and necessary amenities which are built into an integral
369 part of, or permanently attached to, a truck or van chassis;

370 (46) "Motorcycle" means a motor vehicle, with or without a side car,
371 having not more than three wheels in contact with the ground and a
372 saddle or seat on which the rider sits or a platform on which the rider
373 stands and includes bicycles having a motor attached, except bicycles
374 propelled by means of a helper motor as defined in section 14-286, as
375 amended, but does not include a vehicle having or designed to have a
376 completely enclosed driver's seat and a motor which is not in the
377 enclosed area;

378 (47) "Motor vehicle" means any vehicle propelled or drawn by any
379 nonmuscular power, except aircraft, motor boats, road rollers, baggage
380 trucks used about railroad stations or other mass transit facilities,
381 electric battery-operated wheel chairs when operated by physically
382 handicapped persons at speeds not exceeding fifteen miles per hour,
383 golf carts operated on highways solely for the purpose of crossing
384 from one part of the golf course to another, golf cart type vehicles
385 operated on roads or highways on the grounds of state institutions by
386 state employees, agricultural tractors, farm implements, such vehicles
387 as run only on rails or tracks, self-propelled snow plows, snow blowers
388 and lawn mowers, when used for the purposes for which they were
389 designed and operated at speeds not exceeding four miles per hour,
390 whether or not the operator rides on or walks behind such equipment,

391 bicycles with helper motors as defined in section 14-286, as amended,
392 special mobile equipment as defined in subsection (i) of section 14-165
393 and any other vehicle not suitable for operation on a highway;

394 (48) "New motor vehicle" means a motor vehicle, the equitable or
395 legal title to which has never been transferred by a manufacturer,
396 distributor or dealer to an ultimate consumer;

397 (49) "Nonresident" means any person whose legal residence is in a
398 state other than Connecticut or in a foreign country;

399 (50) "Nonresident commercial driver's license" or "nonresident CDL"
400 means a commercial driver's license issued by a state to an individual
401 who resides in a foreign jurisdiction;

402 (51) "Nonskid device" means any device applied to the tires, wheels,
403 axles or frame of a motor vehicle for the purpose of increasing the
404 traction of the motor vehicle;

405 (52) "Number plate" means any sign or marker furnished by the
406 commissioner on which is displayed the registration number assigned
407 to a motor vehicle by the commissioner;

408 (53) "Officer" includes any constable, state marshal, inspector of
409 motor vehicles, state policeman or other official authorized to make
410 arrests or to serve process, provided the officer is in uniform or
411 displays the officer's badge of office in a conspicuous place when
412 making an arrest;

413 (54) "Operator" means any person who operates a motor vehicle or
414 who steers or directs the course of a motor vehicle being towed by
415 another motor vehicle and includes a driver as defined in subdivision
416 (20) of this section;

417 (55) "Out-of-service order" means a temporary prohibition against
418 driving a commercial motor vehicle or any other vehicle subject to the
419 federal motor carrier safety regulations enforced by the commissioner

420 pursuant to the commissioner's authority under section 14-8;

421 (56) "Owner" means any person holding title to a motor vehicle, or
422 having the legal right to register the same, including purchasers under
423 conditional bills of sale;

424 (57) "Parked vehicle" means a motor vehicle in a stationary position
425 within the limits of a public highway;

426 (58) "Passenger and commercial motor vehicle" means a motor
427 vehicle used for private passenger and commercial purposes which is
428 eligible for combination registration;

429 (59) "Passenger motor vehicle" means a motor vehicle used for the
430 private transportation of persons and their personal belongings,
431 designed to carry occupants in comfort and safety, with a capacity of
432 carrying not more than ten passengers including the operator thereof;

433 (60) "Passenger registration" means the type of registration issued to
434 a passenger motor vehicle unless a more specific type of registration is
435 authorized and issued by the commissioner for such class of vehicle;

436 (61) "Person" includes any individual, corporation, limited liability
437 company, association, copartnership, company, firm, business trust or
438 other aggregation of individuals but does not include the state or any
439 political subdivision thereof, unless the context clearly states or
440 requires;

441 (62) "Pick-up truck" means a motor vehicle with a forward
442 passenger compartment and an open body that is designed and may
443 be used for the transportation of property, and having a gross vehicle
444 weight rating of less than ten thousand pounds;

445 ~~[(62)] (63)~~ "Pneumatic tires" means tires inflated or inflatable with
446 air;

447 ~~[(63)] (64)~~ "Pole trailer" means a trailer which is (A) intended for

448 transporting long or irregularly shaped loads such as poles, logs, pipes
449 or structural members, which loads are capable of sustaining
450 themselves as beams between supporting connections, and (B)
451 designed to be drawn by a motor vehicle and attached or secured
452 directly to the motor vehicle by any means including a reach, pole or
453 boom;

454 [(64)] (65) "Recreational vehicle" includes the camper, camp trailer
455 and motor home classes of vehicles;

456 [(65)] (66) "Registration" includes the certificate of motor vehicle
457 registration and the number plate or plates used in connection with
458 such registration;

459 [(66)] (67) "Registration number" means the identifying number or
460 letters, or both, assigned by the commissioner to a motor vehicle;

461 [(67)] (68) "Resident", for the purpose of registering motor vehicles,
462 includes any person having a place of residence in this state, occupied
463 by such person for more than six months in a year, or any person, firm
464 or corporation owning or leasing a motor vehicle used or operated in
465 intrastate business in this state, or a firm or corporation having its
466 principal office or place of business in this state;

467 [(68)] (69) "School bus" means any school bus, as defined in section
468 14-275;

469 [(69)] (70) "Second" violation or "subsequent" violation means an
470 offense committed not more than three years after the date of an arrest
471 which resulted in a previous conviction for a violation of the same
472 statutory provision, except in the case of a violation of section 14-215,
473 as amended, or 14-224 or subsection (a) of section 14-227a, "second"
474 violation or "subsequent" violation means an offense committed not
475 more than ten years after the date of an arrest which resulted in a
476 previous conviction for a violation of the same statutory provision;

477 [(70)] (71) "Semitrailer" means any trailer type vehicle designed and

478 used in conjunction with a motor vehicle so that some part of its own
479 weight and load rests on or is carried by another vehicle;

480 [(71)] (72) "Serious traffic violation" means a conviction, when
481 operating a commercial motor vehicle, of any violation (A) of section
482 14-218a or 14-219, if the speed was fifteen miles per hour or more over
483 the posted speed limit, (B) of section 14-222, (C) of section 14-240 or 14-
484 240a, (D) of section 14-236, or (E) arising in connection with an accident
485 related to the operation of a commercial motor vehicle and which
486 resulted in the death of any person;

487 [(72)] (73) "Service bus" includes any vehicle except a vanpool
488 vehicle or a school bus designed and regularly used to carry ten or
489 more passengers when used in private service for the transportation of
490 persons without charge to the individual;

491 [(73)] (74) "Service car" means any motor vehicle used by a
492 manufacturer, dealer or repairer for emergency motor vehicle repairs
493 on the highways of this state, for towing or for the transportation of
494 necessary persons, tools and materials to and from the scene of such
495 emergency repairs or towing;

496 [(74)] (75) "Shoulder" means that portion of a highway immediately
497 adjacent and contiguous to the travel lanes or main traveled portion of
498 the roadway;

499 [(75)] (76) "Solid tires" means tires of rubber, or other elastic material
500 approved by the Commissioner of Transportation, which do not
501 depend on confined air for the support of the load;

502 [(76)] (77) "Spot lamp" or "spot light" means a lighting device
503 projecting a high intensity beam, the direction of which can be readily
504 controlled for special or emergency lighting as distinguished from
505 ordinary road illumination;

506 [(77)] (78) "State" means any state of the United States and the
507 District of Columbia unless the context indicates a more specific

508 reference to the state of Connecticut;

509 [(78)] (79) "Stop" means complete cessation of movement;

510 [(79)] (80) "Tail lamp" means a lighting device affixed to the rear of a
511 motor vehicle showing a red light to the rear and indicating the
512 presence of the motor vehicle when viewed from behind;

513 [(80)] (81) "Tank vehicle" means any commercial motor vehicle
514 designed to transport any liquid or gaseous material within a tank that
515 is either permanently or temporarily attached to the vehicle or its
516 chassis which shall include, but not be limited to, a cargo tank and
517 portable tank, as defined in the Code of Federal Regulations Title 49,
518 Section 383.5, as amended, provided it shall not include a portable tank
519 with a rated capacity not to exceed one thousand gallons;

520 [(81)] (82) "Tractor" or "truck tractor" means a motor vehicle
521 designed and used for drawing a semitrailer;

522 [(82)] (83) "Tractor-trailer unit" means a combination of a tractor and
523 a trailer or a combination of a tractor and a semitrailer;

524 [(83)] (84) "Trailer" means any rubber-tired vehicle without motive
525 power drawn or propelled by a motor vehicle;

526 [(84)] (85) "Truck" means a motor vehicle designed, used or
527 maintained primarily for the transportation of property;

528 [(85)] (86) "Ultimate consumer" means, with respect to a motor
529 vehicle, the first person, other than a dealer, who in good faith
530 purchases the motor vehicle for purposes other than resale;

531 [(86)] (87) "United States" means the fifty states and the District of
532 Columbia;

533 [(87)] (88) "Used motor vehicle" includes any motor vehicle which
534 has been previously separately registered by an ultimate consumer;

535 [(88)] (89) "Utility trailer" means a trailer designed and used to
536 transport personal property, materials or equipment, whether or not
537 permanently affixed to the bed of the trailer, with a manufacturer's
538 GVWR of ten thousand pounds or less;

539 [(89)] (90) "Vanpool vehicle" includes all motor vehicles, the primary
540 purpose of which is the daily transportation, on a prearranged
541 nonprofit basis, of individuals between home and work, and which:
542 (A) If owned by or leased to a person, or to an employee of the person,
543 or to an employee of a local, state or federal government unit or agency
544 located in Connecticut, are manufactured and equipped in such
545 manner as to provide a seating capacity of at least seven but not more
546 than fifteen individuals, or (B) if owned by or leased to a regional ride-
547 sharing organization in the state recognized by the Commissioner of
548 Transportation, are manufactured and equipped in such manner as to
549 provide a seating capacity of at least six but not more than nineteen
550 individuals;

551 [(90)] (91) "Vehicle" includes any device suitable for the conveyance,
552 drawing or other transportation of persons or property, whether
553 operated on wheels, runners, a cushion of air or by any other means.
554 The term does not include devices propelled or drawn by human
555 power or devices used exclusively on tracks;

556 [(91)] (92) "Vehicle identification number" or "VIN" means a series of
557 Arabic numbers and Roman letters that is assigned to each new motor
558 vehicle that is manufactured within or imported into the United States,
559 in accordance with the provisions of [the Code of Federal Regulations,
560 Title 49, Part] 49 CFR 565, unless another sequence of numbers and
561 letters has been assigned to a motor vehicle by the commissioner, in
562 accordance with the provisions of section 14-149, as amended;

563 [(92)] (93) "Wrecker" means a vehicle which is registered, designed,
564 equipped and used for the purposes of towing or transporting
565 wrecked or disabled motor vehicles for compensation or for related
566 purposes by a person, firm or corporation licensed in accordance with

567 the provisions of subpart (D) of part III of this chapter.

568 Sec. 8. Subsection (e) of section 14-49 of the general statutes, as
569 amended by section 26 of public act 03-4 of the June 30 special session,
570 is repealed and the following is substituted in lieu thereof (*Effective*
571 *from passage*):

572 (e) (1) For the registration of a passenger motor vehicle used in part
573 for commercial purposes, except any pick-up truck, the commissioner
574 shall charge a biennial fee of eighty-three dollars and shall issue
575 combination registration to such vehicle. (2) For the registration of a
576 school bus, the commissioner shall charge an annual fee of one
577 hundred dollars for a type I school bus and sixty dollars for a type II
578 school bus. (3) For the registration of a motor vehicle when used in
579 part for commercial purposes and as a passenger motor vehicle or of a
580 motor vehicle having a seating capacity greater than ten and not used
581 for the conveyance of passengers for hire, the commissioner shall
582 charge a biennial fee for gross weight as for commercial registration, as
583 outlined in section 14-47, as amended, plus the sum of thirteen dollars
584 and shall issue combination registration to such vehicle. (4) [A motor
585 vehicle used in part for commercial purposes and used in part for
586 private passenger purposes and registered pursuant to this section] For
587 the registration of a pick-up truck that is not used in part for
588 commercial purposes, the commissioner shall charge a biennial fee for
589 gross weights for commercial registration, as outlined in section 14-47,
590 as amended, plus the sum of eight dollars. The commissioner may
591 issue passenger registration to any such vehicle with a gross vehicle
592 weight rating of seven thousand five hundred pounds or less. (5) Each
593 vehicle registered as combination shall be issued a number plate
594 bearing the word "combination". No vehicle registered as combination
595 may have a gross vehicle weight rating in excess of ten thousand
596 pounds.

597 Sec. 9. Subsection (c) of section 14-49 of the general statutes, as
598 amended by section 33 of public act 03-4 of the June 30 special session,

599 is repealed and the following is substituted in lieu thereof (*Effective*
600 *from passage*):

601 (c) For the registration of each taxicab or motor vehicle in livery
602 service, with a seating capacity of seven or less, the commissioner shall
603 charge [an annual] a biennial fee of [one hundred twenty-five] two
604 hundred fifty dollars. When the seating capacity of such motor vehicle
605 is more than seven, there shall be added to the amount herein
606 provided the sum of four dollars for each seat so in excess.

607 Sec. 10. Subsection (p) of section 14-49 of the general statutes is
608 repealed and the following is substituted in lieu thereof (*Effective from*
609 *passage*):

610 (p) For the registration of a service bus owned by an individual,
611 firm or corporation, exclusive of any nonprofit charitable, religious,
612 educational or community service organization, and used for the
613 transportation of persons without charge, the commissioner shall
614 charge a fee of [one] two hundred dollars for vehicles having a seating
615 capacity of sixteen passengers or less, including the driver, and [three
616 hundred fifty] seven hundred dollars for vehicles having a seating
617 capacity of more than sixteen passengers. For the registration of any
618 service bus owned by any nonprofit charitable, religious, educational
619 or community service organization, the commissioner shall charge a
620 fee of [seventy-five] one hundred fifty dollars for vehicles having a
621 seating capacity of sixteen passengers or less, and [two hundred fifty]
622 five hundred dollars for vehicles having a seating capacity of more
623 than sixteen passengers, provided such service bus is used exclusively
624 for the purpose of transporting persons in relation to the purposes and
625 activities of such organization. Each such registration shall be issued
626 for a biennial period in accordance with a schedule established by the
627 commissioner. Nothing herein contained shall affect the provisions of
628 subsection (e) of this section.

629 Sec. 11. Section 14-164a of the general statutes, as amended by
630 section 37 of public act 03-3 of the June 30 special session, is repealed

631 and the following is substituted in lieu thereof (*Effective from passage*):

632 (a) No person shall operate a motor vehicle in any race, contest or
633 demonstration of speed or skill with a motor vehicle as a public
634 exhibition until a permit for such race or exhibition has been obtained
635 from the Commissioner of Motor Vehicles. Any person desiring to
636 manage, operate or conduct such a motor vehicle race or exhibition
637 shall make application in writing to said commissioner at least ten
638 days prior to the race or exhibition and such application shall set forth
639 in detail the time of such proposed race or exhibition, together with a
640 description of the kind and number of motor vehicles to be used and
641 such further information as said commissioner may require. Such
642 application shall be accompanied by a fee of one hundred seventy-five
643 dollars. The Commissioner of Motor Vehicles, upon receipt of such
644 application and fee, shall cause an inquiry to be made concerning the
645 condition of the race track or place of exhibition and all of the
646 appurtenances thereto and, if the commissioner finds no unusual
647 hazard to participants in such race or exhibition or to persons
648 attending such race or exhibition, the commissioner may issue a permit
649 naming a definite date for such race or exhibition, which may be
650 conducted at any reasonable hour of any week day or after twelve
651 o'clock noon on any Sunday. The commissioner, with the approval of
652 the legislative body of the city, borough or town in which the race or
653 exhibition will be held, may issue a permit allowing a start time prior
654 to twelve o'clock noon on any Sunday, provided no such race or
655 exhibition shall take place contrary to the provisions of any city,
656 borough or town ordinances. The commissioner may make regulations
657 as to the conditions under which each such race or exhibition may be
658 conducted, including requirements as to types of tires suitable for safe
659 use, the age and physical condition of the participating operators, the
660 number and qualifications of attending personnel, the provision of
661 first-aid and medical supplies and equipment, including ambulances,
662 and the attendance of doctors or other persons qualified to give
663 emergency medical aid, police and fire protection, and such other
664 requirements as will eliminate any unusual hazard to participants in

665 such race or exhibition or to the spectators. No minor under the age of
666 sixteen years may participate in motor cross racing, except that a minor
667 thirteen years of age or older may participate in such racing with the
668 written permission of the minor's parents or legal guardian. If weather
669 or track conditions are such as to make such race or exhibition
670 unusually hazardous, the commissioner or other person designated by
671 the commissioner may cancel or postpone the same or may require the
672 use of tires of a type approved by the commissioner. No person shall
673 conduct or participate in any motor vehicle race or contest or
674 demonstration of speed or skill in any motor vehicle on the ice of any
675 body of water. The provisions of this section shall not apply to a motor
676 vehicle with a motor of no more than three horsepower or a go-cart-
677 type vehicle with a motor of no more than twelve horsepower, when
678 operated on a track of one-eighth of a mile or less in length.
679 Preliminary preparations and practice runs, performed after eleven
680 o'clock in the forenoon, on the date designated in the permit and prior
681 to cancellation or postponement, shall not be construed to constitute a
682 race or exhibition within the meaning of this section. No preliminary
683 preparations or practice runs shall be performed before twelve o'clock
684 noon on Sunday. For the purposes of this subsection, "motor cross
685 racing" means motorcycle racing on a dirt track by participants
686 operating motorcycles designed and manufactured exclusively for off-
687 road use and powered by an engine having a capacity of not more than
688 five hundred cubic centimeters piston displacement.

689 (b) Each holder of a permit issued in accordance with subsection (a)
690 of this section shall provide for the presence at the race or exhibition
691 and the services of one or more motor vehicle inspectors, to the extent
692 that such presence and services are determined to be necessary by the
693 commissioner. Each such permit holder shall reimburse the
694 department of motor vehicles for the entire costs of such services.

695 ~~[(b)]~~ (c) Any person participating in or conducting any motor
696 vehicle race or exhibition contrary to the provisions of this section shall
697 be fined not more than two hundred dollars or imprisoned not more

698 than six months, or both.

699 Sec. 12. Section 14-12r of the general statutes is repealed and the
700 following is substituted in lieu thereof (*Effective from passage*):

701 Before issuing registration for any motor vehicle that has not been
702 previously registered in this state, except a new motor vehicle, the
703 Commissioner of Motor Vehicles may require an inspection of the
704 manufacturer's vehicle identification number. Such an inspection may
705 be performed at any designated official emissions inspection station or
706 by any other business or firm authorized by the commissioner to
707 perform safety inspections in accordance with sections 14-12 and 14-
708 16a, as amended, or by any motor vehicle dealer or repairer, licensed
709 in accordance with section 14-52 and meeting qualifications
710 established by the commissioner. If the inspection is performed by a
711 licensed dealer or repairer, an affidavit shall be furnished to the
712 commissioner in accordance with the provisions of subsection (c) of
713 section 14-99h. Each business or firm authorized to conduct an
714 inspection in accordance with this section may be authorized by the
715 commissioner to charge a fee to the owner of the motor vehicle not to
716 exceed ten dollars.

717 Sec. 13. Subdivision (3) of section 14-165 of the general statutes is
718 repealed and the following is substituted in lieu thereof (*Effective from*
719 *passage*):

720 (3) "Identification number" means the vehicle identification number
721 of a motor vehicle, as defined in [subdivision (91) of subsection (a) of]
722 section 14-1, as amended by this act.

723 Sec. 14. Subsection (a) of section 14-168a of the general statutes is
724 repealed and the following is substituted in lieu thereof (*Effective from*
725 *passage*):

726 (a) Notwithstanding the provisions of any section of the general
727 statutes, [to the contrary,] a used car dealer licensed in accordance with

728 the provisions of section 14-52 who enters into a contract with a
729 manufacturer of equipment or parts used in the assembly of a wrecker,
730 including a flatbed wrecker, as defined in [subdivision (65) of] section
731 14-1, as amended by this act, or used in the assembly of a special
732 purpose body to a cab and chassis, including a body for a refuse
733 compactor, transit mixer, dump truck, tank truck or other vehicle
734 designed for the transportation of bulk materials or to which
735 machinery is attached, and who purchases from a new car dealer
736 licensed in accordance with the provisions of section 14-52 any new
737 chassis, cab or other portion of an incomplete motor vehicle for such
738 purpose, may sell or offer for sale such wrecker or other motor vehicle
739 as a new motor vehicle provided all parts of any such wrecker or other
740 motor vehicle are new.

741 Sec. 15. Subsection (c) of section 14-290 of the general statutes is
742 repealed and the following is substituted in lieu thereof (*Effective from*
743 *passage*):

744 (c) Any wrecker, as defined in [subdivision (90) of] section 14-1, as
745 amended by this act, shall be exempt from the provisions of section 14-
746 267a, as amended, provided such wrecker is in the course of towing or
747 hauling a disabled motor vehicle from the point where such vehicle
748 became disabled and does not exceed any of the weight limits
749 provided in section 14-267a, as amended, by more than twenty per
750 cent.

751 Sec. 16. Section 42-220 of the general statutes is repealed and the
752 following is substituted in lieu thereof (*Effective from passage*):

753 As used in sections 42-220 to 42-226, inclusive:

754 (1) "Dealer" means any person, firm or corporation licensed
755 pursuant to section 14-52, as a new car dealer or a used car dealer, as
756 defined in section 14-51, or any person, firm or corporation licensed
757 pursuant to section 14-15 which engages in the business of selling a
758 used motor vehicle to a consumer;

759 (2) "Motor vehicle" means a motor vehicle, as defined in
760 [subdivision (30) of] section 14-1, as amended by this act;

761 (3) "Used motor vehicle" means a used or secondhand motor
762 vehicle, as defined in [subdivision (62) of] section 14-1, as amended by
763 this act;

764 (4) "Cash purchase price" means all amounts charged for the
765 purchase of a motor vehicle, including the value of a trade-in vehicle,
766 except a finance charge; and

767 (5) "Consumer" means the purchaser, other than for purposes of
768 resale, of a used motor vehicle normally used for personal, family or
769 household purposes, and the spouse or child of the purchaser if such
770 motor vehicle is transferred to the spouse or child during the duration
771 of any warranty applicable to such motor vehicle, and any other
772 person entitled by the terms of such warranty to enforce the
773 obligations of the warranty. "Consumer" does not mean the lessee of a
774 motor vehicle or the spouse, child or other family member of the lessee
775 who, pursuant to a lease contract option, purchases such vehicle at the
776 end of the lease term.

777 Sec. 17. (*Effective from passage*) Sections 14-12m and 14-12n of the
778 general statutes are repealed.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>
Sec. 4	<i>from passage</i>
Sec. 5	<i>from passage</i>
Sec. 6	<i>from passage</i>
Sec. 7	<i>from passage</i>
Sec. 8	<i>from passage</i>
Sec. 9	<i>from passage</i>
Sec. 10	<i>from passage</i>
Sec. 11	<i>from passage</i>

Sec. 12	<i>from passage</i>
Sec. 13	<i>from passage</i>
Sec. 14	<i>from passage</i>
Sec. 15	<i>from passage</i>
Sec. 16	<i>from passage</i>
Sec. 17	<i>from passage</i>

Statement of Purpose:

To effect efficiencies in the Department of Motor Vehicles.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]