



General Assembly

January Session, 2005

Committee Bill No. 5858

LCO No. 4790

04790HB05858TRA

Referred to Committee on Transportation

Introduced by:
(TRA)

AN ACT CONCERNING THE ROUTE 11 GREENWAY AUTHORITY COMMISSION.

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

1 Section 1. Subsection (b) of section 13a-153 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2005*):

4 (b) Each person, firm or corporation using the pedestrian walks,
5 bicycle paths, bridle paths, entrances or exits provided for in section
6 13a-141, [section] 13a-141a or 13a-142e, as amended by this act, or
7 using any lane or other part or facility of any highway, road, bridge or
8 parking facility provided by the state for bicycle traffic or using the
9 walk or path connections provided for in section 13a-142, shall do so at
10 his, her or its own risk, and no liability shall accrue to the state or any
11 agency, including the Route 11 Greenway Authority Commission
12 created under section 13a-142e, as amended by this act, or employee of
13 the state for any injuries or damages to any person or property which
14 may result, either directly or indirectly, from the use of such walks,
15 paths, entrances, exits or connections.

16 Sec. 2. Subsection (d) of section 13a-142e of the general statutes is
17 repealed and the following is substituted in lieu thereof (*Effective*
18 *October 1, 2005*):

19 (d) Notwithstanding any other provision of this section or the
20 general statutes, the commission may: (1) Acquire or convey by
21 purchase, gift, lease, devise, exchange or otherwise, any land or
22 interest therein including, but not limited to, conservation easements,
23 located wholly or partly in the conservation zone, provided such
24 acquisition does not utilize funds furnished by the state; (2) transfer,
25 with the approval of the commissioner, any land or interest therein to
26 the state with or without consideration, provided any funds received
27 therefor shall not be deemed funds furnished by the state for the
28 purposes of this section; [and] (3) contribute or transfer funds to, and
29 enter into agreements with, land trusts or other conservation
30 organizations, to carry out the purposes of public act 00-148; and (4)
31 request the Commissioner of Transportation to acquire an interest in
32 real property for use as part of the Route 11 Greenway trail system
33 and, if acquired by said commissioner, accept the transfer of custody
34 and control of such interest from said commissioner. Said
35 commissioner may acquire any interest in real property for use as part
36 of the Route 11 Greenway trail system in the same manner and with
37 like powers as authorized and exercised by said commissioner in
38 acquiring real property for highway purposes and may, upon request
39 of the commission, transfer custody and control of such interest in real
40 property to the commission. The commission shall report to the
41 General Assembly, on or before February fifteenth, annually, on its
42 activities of the preceding year and on its finances. The existence of the
43 commission shall terminate at such time as all of its member towns
44 have withdrawn or it is abolished by the General Assembly.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	13a-153(b)
Sec. 2	<i>October 1, 2005</i>	13a-142e(d)

Statement of Purpose:

To ensure that anyone using the Greenway does so at the person's own risk and that custody and control of state land can be conveyed to the Greenway without administrative burden.

[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.]

Co-Sponsors: REP. JUTILA, 37th Dist.; SEN. STILLMAN, 20th Dist.
SEN. COOK, 18th Dist.; REP. ORANGE, 48th Dist.
REP. REYNOLDS, 42nd Dist.; REP. RITTER, 38th Dist.
REP. RYAN, 139th Dist.; REP. WINKLER, 41st Dist.

H.B. 5858