



General Assembly

**Amendment**

January Session, 2005

LCO No. 8041

\*HB0559908041HDO\*

Offered by:

REP. ROY, 119<sup>th</sup> Dist.  
REP. SAWYER, 55<sup>th</sup> Dist.  
REP. MEGNA, 97<sup>th</sup> Dist.  
REP. SCRIBNER, 107<sup>th</sup> Dist.

REP. GUERRERA, 29<sup>th</sup> Dist.  
REP. O'CONNOR, 35<sup>th</sup> Dist.  
REP. FERRARI, 62<sup>nd</sup> Dist.

To: Subst. House Bill No. 5599

File No. 395

Cal. No. 308

**"AN ACT CONCERNING THE OPERATION OF ALL-TERRAIN VEHICLES."**

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- 1 In line 4, after "vehicle" insert "on lands owned or managed by the  
2 state, or a political subdivision thereof, or private lands, except as  
3 provided in this section,
- 4 In line 15, strike the opening bracket
- 5 In line 16, strike the closing bracket
- 6 In line 17, strike the opening bracket
- 7 In line 17, strike the closing bracket
- 8 Strike section 4 in its entirety and insert the following in lieu thereof:
- 9 "Sec. 4. (NEW) (*Effective from passage*) (a) There is established an  
10 account, within the Conservation Fund, to be known as the riding trail

11 account. Such account shall be funded by a twenty-five-dollar  
12 surcharge on the sale of new vehicles, including, but not limited to,  
13 vehicles with not more than four wheels that are not required to be  
14 registered with the Department of Motor Vehicles and all-terrain  
15 vehicles. Each dealer of such vehicles shall collect such surcharge and  
16 shall pay, not later than August 31, 2005, and one month after the close  
17 of each calendar quarter thereafter, the proceeds of such surcharge for  
18 the immediately preceding calendar quarter to the Treasurer. The  
19 Treasurer shall deposit such funds in the Conservation Fund and  
20 credit such funds to the riding trail account. Any funds remaining in  
21 the riding trail account at the end of any fiscal year shall be carried  
22 forward in the account for the succeeding fiscal year, or until such  
23 account is dissolved pursuant to subsection (c) of this section. The  
24 funds in the riding trail account shall be used by the Commissioner of  
25 Environmental Protection for the purchase, development and  
26 maintenance of lands for trails for all-terrain vehicles. Nothing in this  
27 section shall be construed to permit such funds to be used for any  
28 other purpose, including, but not limited to, enforcement of chapter  
29 255 of the general statutes.

30 (b) The Commissioner of Environmental Protection shall, not later  
31 than December first of each year, submit to the Comptroller a fiscal  
32 report that includes a statement of all revenues received by and  
33 expenditures made from the riding trail account during said fiscal  
34 year. Such report shall also include a description of all trails developed  
35 using the funds from said account and a copy of such report shall be  
36 provided to any person upon request.

37 (c) If, not later than October 1, 2007, the Commissioner of  
38 Environmental Protection has not created riding trails in accordance  
39 with this section, the surcharge collected pursuant to subsection (a) of  
40 this section shall no longer be collected and all funds in the riding trail  
41 account shall be refunded to the dealer."

42 After the last section, add the following and renumber sections and  
43 internal references accordingly:

44 "Sec. 501. Subsection (b) of section 23-26g of the general statutes is  
45 repealed and the following is substituted in lieu thereof (*Effective*  
46 *October 1, 2005*):

47 (b) Any person who (1) knowingly permits a person less than  
48 eighteen years of age who has not obtained a certificate pursuant to  
49 section 23-26b to operate an all-terrain vehicle on state land, (2)  
50 permits a person less than [twelve] ten years of age to operate an all-  
51 terrain vehicle on state land, or (3) allows a person between twelve and  
52 sixteen years of age to operate an all-terrain vehicle on state land,  
53 without being supervised by a person more than eighteen years of age,  
54 shall have committed an infraction."