



General Assembly

Substitute Bill No. 5792

January Session, 2007

* HB05792JUD 042407 *

AN ACT CONCERNING A SPECIAL OPERATOR'S PERMIT.

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

1 Section 1. Section 14-37a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2007*):

3 (a) Any person whose operator's license has been suspended
4 pursuant to any provision of this chapter or chapter 248, except
5 pursuant to section 14-215 for operating under suspension or pursuant
6 to section 14-140 for failure to appear for trial, may make application to
7 the Commissioner of Motor Vehicles for a special permit to operate a
8 motor vehicle to and from such person's place of employment or, if
9 such person is not employed at a fixed location, to operate a motor
10 vehicle only in connection with, and to the extent necessary, to
11 properly perform such person's business or profession.

12 (b) The commissioner may, in the commissioner's discretion upon a
13 showing of significant hardship, grant each such application that is
14 submitted in proper form and contains such information and
15 attestation by the applicant as the commissioner may require. In
16 determining whether to grant such application, the commissioner may
17 also consider the driving record of the applicant and shall ascertain
18 that the suspension is a final order that is not under appeal pursuant to
19 section 4-183. A special operator's permit shall not be issued pursuant
20 to this section to any person for the operation of a motor vehicle for

21 which a public passenger transportation permit or commercial driver's
22 license is required or to any person whose operator's license has been
23 suspended previously pursuant to section 14-227a or 14-227b. A
24 special operator's permit shall not be issued pursuant to this section to
25 any person whose operator's license has been suspended pursuant to
26 subparagraph (C) of subdivision (1) of subsection (i) of section 14-227b
27 for refusing to submit to a blood, breath or urine test or analysis until
28 such operator's license has been under suspension for a period of not
29 less than ninety days. A person shall not be ineligible to be issued a
30 special operator's permit under this section solely on the basis of being
31 convicted of two violations of section 14-227a unless such second
32 conviction is for a violation committed after a prior conviction.

33 (c) A special operator's permit issued pursuant to this section shall
34 be of a distinctive format and shall include the expiration date and the
35 legend "work only".

36 (d) Any person issued a special operator's permit pursuant to this
37 section who operates a motor vehicle during the period of the permit
38 for a purpose not authorized by the conditions of the permit shall,
39 upon receipt of written report of a police officer, in such form as the
40 commissioner may prescribe, of such unauthorized operation, be
41 [subject to a civil penalty of not more than] fined not more than five
42 hundred dollars or imprisoned not more than thirty days, or both. Any
43 person who makes improper use of a special operator's permit issued
44 pursuant to this section or in any manner alters any such permit or
45 who loans or sells such permit for use by another person shall be
46 subject to the penalties provided by section 14-147.

47 (e) If a person issued a special operator's permit pursuant to this
48 section has his operator's license suspended by the commissioner in
49 connection with any motor vehicle violation or other offense for which
50 suspension action is authorized, the special operator's permit shall be
51 deemed revoked on the effective date of such suspension, and any
52 such person with notice of the suspension who operates a motor
53 vehicle shall be operating under suspension and shall be subject to

54 double the penalties provided by the applicable provisions of
55 subsection (b) of section 14-111 and section 14-215.

56 (f) Any decision made by the commissioner under this section shall
57 not be subject to appeal pursuant to the provisions of chapter 54 or any
58 other provisions of the general statutes.

59 (g) The commissioner may adopt regulations in accordance with the
60 provisions of chapter 54 to implement the provisions of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2007</i>	14-37a

TRA *Joint Favorable Subst.*

JUD *Joint Favorable*