



Substitute House Bill No. 6649

Public Act No. 09-186

**AN ACT CONCERNING THE PROGRAMS AND ACTIVITIES OF
THE DEPARTMENT OF TRANSPORTATION.**

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

Section 1. Section 13b-20 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The [commissioner] Commissioner of Transportation shall keep a record of all proceedings and orders pertaining to the matters under [his] said commissioner's direction and copies of all plans, specifications and estimates submitted to [him] said commissioner. Said commissioner shall furnish to any court in this state without charge certified copies of any document or record pertaining to the operation of the department, and any certified document or record of the commissioner, attested as a true copy by the commissioner, the [Deputy Commissioner of Transportation] deputy commissioner, the chief engineer of the department, or any deputy commissioner for an operating bureau, shall be competent evidence in any court of this state of the facts [therein] contained in such document or record. The commissioner may delegate to the [Deputy Commissioner of Transportation] deputy commissioner, the chief engineer, and the deputy commissioners for operating bureaus, the authority to sign any agreement, contract, document or instrument which [he] the

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commissioner is authorized to sign and any such signature shall be binding and valid.

(b) The Executive Director of the State Traffic Commission may certify copies of any document or record pertaining to the operation of the State Traffic Commission, and any certified document or record of said commission, attested as a true copy by said executive director, shall be competent evidence in any court of this state of the facts contained in such document or record.

Sec. 2. Section 13b-20g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Whenever there is a need to engage a consultant, the Commissioner of Transportation shall notify all firms that are prequalified in accordance with section 13b-20e in the category of services being sought by the department. If the prequalified list contains fewer than five consulting firms or does not include the area of expertise required by the department, the commissioner shall publish a notice in appropriate professional magazines, professional newsletters [and newspapers] or on-line professional web sites, indicating the general scope of the assignment and requesting responses in accordance with subsection (b) of section 13b-20e, and at least once in one or more newspapers having a circulation in each county of the state. Responses shall be received at the Department of Transportation not later than fourteen days after the last date on which the notice is published, unless additional time is specifically authorized by the commissioner, or not later than any specific date set forth in such notice. For certain specialized projects the notice may also solicit a full work proposal in addition to the technical qualifications of a firm.

Sec. 3. Section 13a-85b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

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[(a) The Commissioner of Transportation shall not sell, or use in any manner that is incompatible with transportation purposes, the existing right-of-way acquired for potential use as the Route 7 limited access highway from Danbury to Norwalk.] Should any properties situated within [said] the existing right-of-way acquired for potential use as a limited access highway from Danbury to Norwalk which are not currently owned by the Department of Transportation be offered for sale to the state, the [commissioner] Commissioner of Transportation may, within available funds, acquire said properties upon terms and conditions which are equitable to both the property owner and the state. The commissioner may, within available funds, acquire any properties not currently owned by the Department of Transportation that are situated within such right-of-way when such properties come onto the market for sale and if such purchase would (1) alleviate particular hardship to a property owner, on his request, in contrast to others because of an inability to sell his property; or (2) prevent imminent development and increased costs of a parcel which would tend to limit the choice of highway alternatives.

[(b) The Commissioner of Transportation shall not sell, or use in any manner that is incompatible with transportation purposes, any property currently under his control in Danbury adjacent to Route 7 and south of Wooster Heights Road.]

Sec. 4. (NEW) (*Effective from passage*) The Department of Transportation shall not begin any phase of the project for the demolition of the parking garage at the Stamford Transportation Center unless the Department of Transportation makes alternative parking spaces available in the vicinity of the Stamford Transportation Center before such phase of the project for such demolition begins. The number of such alternative parking spaces shall equal or exceed the number of parking spaces to be lost by such phase of the project for such demolition.

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Sec. 5. (*Effective from passage*) The Department of Transportation, within available appropriations, may conduct a study to determine the feasibility of providing commuter bus service for suburban residents from commuter parking lots to the Bridgeport Train Station via Route 8 and Housatonic Avenue and shall submit a report of its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to the Department of Transportation, in accordance with the provisions of section 11-4a of the general statutes, on or before February 1, 2010.

Sec. 6. (*Effective from passage*) The Department of Transportation shall submit copies of reports required pursuant to the American Recovery and Reinvestment Act of 2009, P.L. 111-5, to the joint standing committee of the General Assembly having cognizance of matters relating to transportation.

Sec. 7. Section 7-329a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any town may, by vote of its legislative body, establish a port district which shall embrace such town. The affairs of any such district shall be administered by a port authority, comprising not fewer than five nor more than seven members. The members of any such authority shall be appointed by the chief executive of the town and shall serve for such term as the legislative body may prescribe and until their successors are appointed and have qualified. Vacancies shall be filled by the chief executive for the unexpired portion of the term. The members of each such board shall serve without compensation, except for necessary expenses. The jurisdiction of a port authority shall not extend to matters relating to the licensure of pilots, the safe conduct of vessels, the protection of the ports and waters of the state and all other matters set forth in chapter 263 which are under the authority of the Department of Transportation. In addition the jurisdiction of a port authority shall not extend to matters relating to

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(1) a solid waste facility, as defined in subdivision (4) of section 22a-207, (2) a recycling facility, as defined in subdivision (8) of section 22a-207, (3) the building of a paper mill or a paper recycling facility, or (4) the Connecticut Resources Recovery Authority.

(b) No town shall (1) terminate or reorganize a port district established by such town pursuant to subsection (a) of this section or a port authority appointed by such chief elected official pursuant to subsection (a) of this section, (2) modify the duties or powers of such port authority, or (3) modify the property included in such port district, without the written consent of the Commissioner of Transportation.

Sec. 8. (NEW) (*Effective October 1, 2009*) (a) The Department of Transportation shall consult with the Connecticut Center for Advanced Technology, Inc. to develop a plan to implement zero-emissions buses state-wide. Such plan shall include the technological, facility and financial arrangements needed for such a conversion of bus fleets as well as identifying specific locations for hydrogen refueling stations along state highways or at locations that could potentially be utilized by state fleets or other public or private-sector fleets. This shall be part of a larger collaborative effort between the Department of Transportation and the Connecticut Center for Advanced Technology, Inc. to identify strategies to expand the availability and use of hydrogen fuel and renewable energy sources within any such corridor or around such a centralized fleet fueling location. Said plan shall be completed within available appropriated funds designated for the purpose of studying or designing clean fuel or alternative fuel solutions.

(b) Said plan shall be completed and submitted to the joint standing committees of the General Assembly having cognizance of matters relating to energy, environment and transportation not later than December 31, 2010, subject to the availability of study funds from

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readily available and already appropriated sources of funding.

(c) Such hydrogen refueling stations identified in the plan shall provide fuel for zero emissions vehicles at appropriate pressures and volumes identified by Connecticut Center for Advanced Technology, Inc. The study shall consider technologies for generating hydrogen which will use products principally manufactured and assembled in the state.

(d) The plan shall also examine appropriate available funding from the state or federal government for purchasing zero-emissions buses and constructing any recommended hydrogen fueling facilities from funds designated for the purpose of encouraging clean fuel or alternative fuel use. Any funding plans developed within the study for the establishment of zero-emissions bus fleets and hydrogen refueling corridors or centralized fueling facilities shall be provided in a manner to encourage federal and private cost sharing.

Sec. 9. (NEW) (*Effective from passage*) (a) As used in this section: (1) "Eligible owner" means an owner described in section 13a-80 of the general statutes who (A) retained residency on the property for a period of ten years or more following the date on which the state notified such owner that the property was to be obtained by the state for highway purposes, (B) was notified that such property is not needed by the Department of Transportation for highway purposes, and (C) failed to negotiate the purchase of property pursuant to section 13a-80 of the general statutes, and (2) "property" means any land and buildings owned by the state and obtained for or in connection with highway purposes or for the efficient accomplishment of such purposes or formerly used for highway purposes, which real property is not required for such purposes, and is subject to the provisions of section 30a-80 of the general statutes.

(b) On or before January 1, 2010, the Commissioner of Public Works,

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or said commissioner's designee, the Commissioner of the Department of Environmental Protection, or said commissioner's designee, and the Secretary of the Office of Policy and Management, or said secretary's designee, in conjunction with the State Properties Review Board, shall serve as mediators for the purpose of conducting mediations pursuant to this section. All persons serving as mediators shall have mediation training and experience in real estate transactions and real estate valuation.

(c) Notwithstanding the provisions of section 13a-80 of the general statutes, if the Department of Transportation and an eligible owner are unable to negotiate the purchase of the property pursuant to said section 13a-80, the eligible owner or such owner's designee may, on or after January 1, 2010, submit a written request for mediation to the State Properties Review Board. Upon receipt by the board of such request, said board shall notify the Commissioner of Transportation, or said commissioner's designee, of such request and shall convene the individuals serving pursuant to subsection (b) of this section to mediate the purchase of property from the state by the eligible owner. The topics to be mediated shall be limited to the value of the property and the purchase price. The costs of the mediation shall be borne equally by the eligible owner and the state.

(d) Upon assignment by the State Properties Review Board to conduct mediation, a person assigned as mediator shall contact the eligible owner, or such owner's designee, and the Commissioner of Transportation, or said commissioner's designee, to schedule the mediation. Such mediation shall be scheduled and completed within ninety days following the State Properties Review Board's receipt of the request for mediation from the eligible owner.

(e) Within thirty days following completion of such mediation, the mediators shall submit to the legislative committees having cognizance of matters pertaining to transportation and government

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administration, for approval, a written summary of the agreement reached in the mediation. The committees shall approve or disapprove such agreement during a joint meeting conducted during a regular session of the General Assembly.

(f) If the agreement is approved, the eligible owner shall have fifteen days in which to sign a purchase agreement for the purchase of the property from the state. If the agreement is disapproved or if no purchase agreement is signed by the eligible owner within fifteen days following the expiration of the comment period, the state shall dispose of the property as provided in subsection (e) of section 13a-80 of the general statutes.

Sec. 10. Section 13b-96 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2009*):

(a) Each person, association, limited liability company or corporation owning or operating a taxicab is declared a common carrier and subject to the jurisdiction of the Department of Transportation. The Commissioner of Transportation is authorized to prescribe adequate service and reasonable rates and charges. The commissioner may adopt regulations, in accordance with chapter 54 for the purpose of establishing fares, service, operation and equipment as it deems necessary for the convenience, protection and safety of passengers and the public. [Notwithstanding the provisions of this subsection and any regulation adopted under this subsection relative to any wheel base requirement, any sedan or station wagon type vehicle powered by a clean alternative fuel and having a wheel base of not less than one hundred two inches may be used to provide taxicab service.]

(b) The rates and charges established pursuant to subsection (a) of this section shall not apply to any person, association, or corporation (1) operating a taxicab engaged in the transportation of passengers for

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hire pursuant to a contract with, or a lower tier contract for, any federal, state or municipal agency, (2) certified pursuant to section 13b-97 prior to May 22, 1998, and (3) registered pursuant to section 13b-99 prior to May 22, 1998.

(c) Notwithstanding the provisions of subsection (a) of this section or any regulation adopted pursuant to said subsection (a) concerning wheelchair accessibility requirements for motor vehicles, any motor vehicle in compliance with the provisions of the Americans with Disabilities Act 42 USC 12101 and the registration requirements of the Connecticut Department of Motor Vehicles may be used to provide taxicab service for persons requiring such wheelchair accessibility.

(d) Notwithstanding the provisions of subsection (a) of this section or any regulation adopted pursuant to said subsection (a) concerning wheel base requirements, any sedan or station wagon type vehicle powered by a clean alternative fuel and having a wheel base of not less than one hundred two inches may be used to provide taxicab service.

Sec. 11. Section 14-262a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

A wrecker, as defined in section 14-1 and operated in accordance with section 14-66, may tow or haul a [motor] vehicle or combination of vehicles, without regard to the limitations of length contained in section 14-262. [, if such vehicle was involved in an accident or became disabled and remains within the limits of a highway, or is being towed or hauled by order of a traffic or law enforcement authority, from a highway to the nearest licensed repair facility or motor carrier terminal of such vehicle, where such vehicle can be properly repaired, but not more than twenty-five miles] A wrecker that has been issued an annual permit pursuant to section 14-270, as amended by this act, may tow or haul a motor vehicle or combination of vehicles in excess of the gross combination weight limits prescribed by section 14-267a from

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any highway if such vehicle (1) was involved in an accident, (2) became disabled and remains within the limits of a highway, or (3) is being towed or hauled by order of a traffic or law enforcement authority, to the nearest licensed repair facility or motor carrier terminal of such vehicle. All other towing operations with a gross combination vehicle weight in excess of those defined in section 14-267a shall require a single trip permit as defined in section 14-270, as amended by this act. Violation of any provision of this section shall be an infraction.

Sec. 12. (*Effective from passage*) (a) Boy Scout Troop 24 of East Lyme may operate an annual Labor Day weekend coffee stop, at the Waterford Weigh Station on Interstate 95 southbound, in accordance with the provisions of this section and any public health and safety standards or requirements established by the Division of State Police of the Department of Public Safety, the Department of Motor Vehicles or the Department of Transportation.

(b) The coffee stop may operate during each day of Labor Day weekend, for twenty-four hours, if adequate adult supervision is provided during all such hours of operation. Adult leaders of Boy Scout Troop 24 shall submit to the Commissioner of Transportation, annually, at least thirty days before Labor Day weekend, a schedule of coffee stop hours of operation during each day of such weekend, and a roster of adult supervision to be provided during each such hour.

(c) The Commissioner of Transportation shall review the schedule and roster submitted pursuant to subsection (b) of this section to determine if adequate adult supervision will be provided and may require, in said commissioner's discretion, the provision of additional adult supervision. If such additional adult supervision is not provided, the commissioner may prohibit the use of the Waterford Weigh Station for the operation of such Labor Day weekend coffee stop.

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Sec. 13. (*Effective from passage*) The Department of Transportation shall develop, within existing budgetary resources, an analysis conducted by persons employed by the department concerning the potential impact of the establishment of electronic tolls on Connecticut highways. Such analysis shall consider: (1) Legal prohibitions or constraints, including, but not limited to, liability issues and state and federal constitutional issues; and (2) financial issues including potential revenue to be generated, potential funding lost or risked, including federal funds, and any constraints on the revenue received. In completing this analysis, the commissioner may consult with the office of the Attorney General and shall submit the results of such analysis to the General Assembly, in accordance with the provisions of section 11-4a of the general statutes, not later than December 31, 2010.

Sec. 14. (*Effective from passage*) Bridge number 00431 on Route 4 in Farmington overpassing the Farmington River shall be designated the "Vincent DiPietro Memorial Bridge".

Sec. 15. (*Effective from passage*) The name of the Route 411 bridge in Rocky Hill shall be changed from "John L. Levitow Memorial Bridge" to "John L. Levitow, S/Sgt. U.S. Air Force and Medal of Honor Recipient Memorial Bridge".

Sec. 16. (*Effective from passage*) Route 130 in Stratford from the Bridgeport city line to Elm Street shall be designated the "Rev. Dr. William O. Johnson Memorial Highway".

Sec. 17. (*Effective from passage*) A segment of Route 309 in Simsbury from Sugar Loaf Cut running in an easterly direction to the junction of Route 167 shall be designated the "Sergeant Felix M. Del Greco, Jr. Memorial Highway".

Sec. 18. (*Effective from passage*) From the beginning of Bridge number 03830 in North Haven overpassing Route 40 to Route 5 (State Street)

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shall be designated the "Amvets Post No. 9 Memorial Highway".

Sec. 19. (*Effective from passage*) Route 364 in Southington from the intersection of Route 120 easterly to East Street shall be designated the "Officer Timothy Foley Memorial Highway".

Sec. 20. (*Effective from passage*) Route 66 in East Hampton shall be designated the "Governor William A. O'Neill Memorial Highway".

Sec. 21. (*Effective from passage*) The segment of Route 337 in New Haven from Myron Street to Beecher Place shall be designated the "Julia 'Nana' Coppola Memorial Highway".

Sec. 22. (*Effective from passage*) Bridge number 00608 on Route 8 northbound and bridge number 00609 southbound over the Naugatuck River shall be designated the "Trooper James Savage Memorial Bridge".

Sec. 23. (*Effective from passage*) The segment of Route 22 in North Branford known as Notch Hill Road, between Route 1 at the intersection of the Branford, Guilford and North Branford town lines, to Route 80, Foxon Road, in North Branford shall be designated the "Beverly D. Tulli Memorial Highway".

Sec. 24. (*Effective from passage*) The segment of Route 82 in Salem between Route 85 and Route 11 shall be designated the "Officer H. David Cordell Memorial Highway".

Sec. 25. (*Effective from passage*) Bridge number 01697 on Route 2 eastbound overpassing Route 94 in Glastonbury shall be designated the "Marine Sgt. David Coullard Memorial Bridge".

Sec. 26. (*Effective from passage*) Route 30 from the junction of Routes 30 and 83 in Vernon easterly to the Vernon/Tolland town line shall be designated the "Captain Patrick Reeves Memorial Highway".

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Sec. 27. (*Effective from passage*) The section of Route 4 in Farmington, running in an easterly direction from Route 10 to the junction of State Road 508 shall be designated the "Colonel Everett H. Kandarian Memorial Highway".

Sec. 28. (*Effective from passage*) The Department of Transportation shall place informational signs at Exit 37 on Interstate 91 for the Antique Radio Museum.

Sec. 29. (*Effective from passage*) The Department of Transportation shall place a sign in an appropriate location on Interstate 95, northbound and southbound, indicating the location of the Connecticut River Museum in Essex.

Sec. 30. (*Effective from passage*) The Department of Transportation shall install "tourist destination" directional signs on Route 1, northbound and southbound, and Route 156, southbound, for Veterans Memorial Green in Waterford, at the intersection of Route 1 and Route 156.

Sec. 31. (*Effective from passage*) The Department of Transportation shall install signs on Interstate 84 in Southbury at exit 15 eastbound and westbound for the "Connecticut Antiques Trail".

Sec. 32. (*Effective from passage*) Bridge number 00838 on Route 195 in Tolland overpassing Interstate 84 shall be designated the "Gary M. Passaro Memorial Bridge".

Sec. 33. (*Effective from passage*) Bridge number 01432B on Interstate 291 eastbound in South Windsor shall be designated the "South Windsor Patriotic Commission Memorial Bridge".

Sec. 34. (*Effective from passage*) Route 4 in Torrington between Route 118 and Route 202 shall be designated the "Francis J. Oneglia Memorial Highway".

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Sec. 35. (*Effective from passage*) Bridge number 00043 on Interstate 95 northbound and southbound overpassing Route 1 in Darien shall be designated the "Speaker R.E. Van Norstrand Memorial Bridge".

Sec. 36. (*Effective from passage*) Bridge number 00443 on Route 5 overpassing Route 190 in Enfield shall be designated the "LTC Robert Albert "Hitchcock" Burnham Memorial Bridge".

Sec. 37. (*Effective from passage*) Bridge number 04247 on High Street and the GTI Railroad overpassing Route 72 in New Britain shall be designated the "Captain Brian S. Letendre Memorial Bridge".

Sec. 38. (*Effective from passage*) Bridge number 3096 on Interstate 91 overpassing Route 80 in New Haven shall be designated the "Officer Daniel P. Picagli Memorial Bridge".

Sec. 39. (*Effective from passage*) Route 33 from the junction of Route 136 in the Town of Westport to the Wilton/Ridgefield town line shall be designated the "Fallen Heroes Highway".

Sec. 40. (*Effective from passage*) The Department of Transportation shall place informational signs on Route 3 in Rocky Hill at the corners of Brook Street and Cromwell Avenue for "Compass Point".

Sec. 41. (*Effective from passage*) The Department of Transportation shall install a sign at exit 48 northbound on Interstate 91 in Enfield indicating the location of "Our Lady of Mount Carmel Society".

Sec. 42. (*Effective from passage*) The Department of Transportation shall erect a sign at Exit 37 on Route 8 southbound in Watertown indicating the location of the "Watertown Business Park".

Sec. 43. (*Effective from passage*) Bridge number 04180 on Interstate 84 westbound overpassing the Housatonic River in Southbury and Newtown shall be designated the "Lt. Thomas F. Carney Memorial

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Bridge".

Sec. 44. (*Effective from passage*) The Department of Transportation shall install signage on Route 9 indicating to traffic over the Arrigoni Bridge the location of the "Brownstone Discovery Park".

Sec. 45. (*Effective from passage*) Bridge number 03929 overpassing Route 7 in Brookfield shall be designated the "Petty Officer 1st Class Dale Lewis Memorial Bridge".

Sec. 46. (*Effective from passage*) Route 133 in Brookfield from the intersection of Route 7 and Route 202 easterly to Route 25 shall be designated the "Joseph Baker Memorial Highway".

Sec. 47. (*Effective from passage*) The segment of Route 202 from the northbound exit of Route 7 north to the intersection of the Route 7 bypass north in Brookfield shall be designated the "Kenneth Keller Memorial Highway".

Sec. 48. (*Effective from passage*) Route 133 in Brookfield from Route 25 easterly to Bridge number 01343 shall be designated the "Hon. B. Scott Santa Maria Memorial Highway".

Sec. 49. (*Effective from passage*) Route 161 in East Lyme running in a northerly direction from Route 156 to the underpass of Interstate 95 shall be designated the "Warrant Officer Corps Memorial Highway".

Sec. 50. (*Effective from passage*) Bridge number 06065 over the Norwalk River, on Route 7 in Norwalk, shall be designated the "Robert Mugford Memorial Bridge".

Sec. 51. Section 29 of public act 08-101 is amended to read as follows (*Effective from passage*):

Bridge number [3485] 1743 A & B in the town of West Hartford, on Interstate 84 overpassing [Woodruff Road] SR 535, Ridgewood Road,

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shall be designated the "Firefighter Patrick L. Brooks Memorial Bridge".

Sec. 52. Section 3 of special act 96-10 is amended to read as follows (*Effective from passage*):

The bridge over the Yantic River on Route 2 eastbound in Norwich shall be named the [Thomas F. Sweeney Bridge] "Thomas F. Sweeney Memorial Bridge".

Sec. 53. Section 13a-119 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) [~~The commissioner, whenever in his~~] Whenever, in the opinion of the Commissioner of Transportation the same is necessary, said commissioner shall on any state highway, and may on any town highway, erect and maintain suitable warning and directional signs for the guidance of persons traveling thereon and may erect and maintain traffic control signals, devices, signs and markings on state highways, as approved by the State Traffic Commission. All of such signs and devices shall conform to the specifications of the manual of uniform traffic control devices as approved and revised by the State Traffic Commission.

(b) The commissioner shall adopt regulations, in accordance with the provisions of chapter 54, that set forth the criteria used for the designation of control cities in accordance with the standards established by the American Association of State Highway and Transportation Officials.

Sec. 54. Subsection (a) of section 14-270 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Commissioner of Transportation or other authority having

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charge of the repair or maintenance of any highway or bridge is authorized to grant permits for transporting vehicles or combinations of vehicles or vehicles and load, or other objects not conforming to the provisions of sections 14-98, 14-262, 14-262a, amended by this act, 14-264, 14-267a and 14-269 but, in the case of motor vehicles, only the Commissioner of Transportation shall be authorized to issue such permits. Such permits shall be written, and may limit the highways or bridges which may be used, the time of such use and the maximum rate of speed at which such vehicles or objects may be operated, and may contain any other condition considered necessary by the authority granting the same, provided the Department of Transportation shall not suffer any loss of revenue granted or to be granted from any agency or department of the federal government for the federal interstate highway system or any other highway system.

Sec. 55. Section 1 of public act 09-154 is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) For the purposes of this section:

(1) "Department" means the Department of Transportation;

(2) "Funds" means any funds from the Special Transportation Fund, bond allocations and any other source that is available for the construction, maintenance and repair of roads in this state;

(3) "User" means a motorist, transit user, pedestrian or bicyclist;

(4) "Bikeway" means any road, street, path or way which in some manner is specifically designated for bicycle travel, including the provision of a bicycle lane, regardless of whether such facility is designated for the exclusive use of bicycles or is to be shared with other modes of transportation; and

(5) "Total project cost" means the cost of the entire corridor plan

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project.

(b) Accommodations for all users shall be a routine part of the planning, design, construction and operating activities of all highways, as defined in section 14-1 of the general statutes, in this state.

(c) From funds received by the department or any municipality for the construction, restoration, rehabilitation or relocation of highways, roads or streets, a reasonable amount shall be expended to provide facilities for all users, including, but not limited to, bikeways and sidewalks with appropriate curb cuts and ramps. On and after October 1, 2010, not less than one per cent of the total amount of any such funds received in any fiscal year shall be so expended. The department or municipality shall take future transit expansion plans into account where appropriate. Notwithstanding the provisions of this subsection, such provisions shall not apply in the event of a state or municipal transportation emergency.

(d) [The] Accommodations pursuant to subsection (b) of this section and the provision of facilities pursuant to subsection (c) of this section shall not be required if the Commissioner of Transportation or a municipal legislative body determines, with respect to a highway, road or street that: (1) Nonmotorized usage is prohibited; (2) there is a demonstrated absence of need; (3) the accommodation of all users would be an excessively expensive component of the total project cost; or (4) the accommodation of all users is not consistent with the state's or such municipality's, respectively, program of construction, maintenance and repair.

Sec. 56. (*Effective from passage*) Route 116 in Ridgefield from North Street to Maple Shade Road shall be designated the "Ridgefield Veterans Memorial Highway".

Sec. 57. (*Effective from passage*) The overpass bridge of Interstate 95 in

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East Norwalk shall be designated the "Donald F. Reid Memorial Bridge".

Sec. 58. Section 13 of public act 06-133 is repealed. (*Effective from passage*)

Vetoed July 2, 2009