



General Assembly

Amendment

January Session, 2009

LCO No. 6368

HB0618406368SRO

Offered by:
SEN. WITKOS, 8th Dist.

To: House Bill No. 6184

File No. 284

Cal. No. 248

(As Amended by House Amendment Schedule "A")

"AN ACT PRESERVING GOOD CAUSE FOR LATE FILING OF CERTAIN UNEMPLOYMENT COMPENSATION APPEALS."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 14-37a of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2009*):

5 (a) Any person whose operator's license has been suspended
6 pursuant to any provision of this chapter or chapter 248, except
7 pursuant to section 14-215 for operating under suspension or pursuant
8 to section 14-140 for failure to appear for any scheduled court
9 appearance, and any person identified in subsection (g) of this section
10 may make application to the Commissioner of Motor Vehicles for a
11 special permit to operate a motor vehicle to and from such person's
12 place of employment or, if such person is not employed at a fixed
13 location, to operate a motor vehicle only in connection with, and to the

14 extent necessary, to properly perform such person's business or
15 profession.

16 (b) The commissioner may, in the commissioner's discretion upon a
17 showing of significant hardship, grant each such application that is
18 submitted in proper form and contains such information and
19 attestation by the applicant as the commissioner may require. In
20 determining whether to grant such application, the commissioner may
21 also consider the driving record of the applicant and shall ascertain
22 that the suspension is a final order that is not under appeal pursuant to
23 section 4-183. A special operator's permit shall not be issued pursuant
24 to this section to any person for the operation of a motor vehicle for
25 which a public passenger transportation permit or commercial driver's
26 license is required or to any person whose operator's license has been
27 suspended previously pursuant to section 14-227a or 14-227b. A
28 special operator's permit shall not be issued pursuant to this section to
29 any person whose operator's license has been suspended pursuant to
30 subparagraph (C) of subdivision (1) of subsection (i) of section 14-227b
31 for refusing to submit to a blood, breath or urine test or analysis until
32 such operator's license has been under suspension for a period of not
33 less than ninety days. A person shall not be ineligible to be issued a
34 special operator's permit under this section solely on the basis of being
35 convicted of two violations of section 14-227a unless such second
36 conviction is for a violation committed after a prior conviction. Any
37 person denied a special operator's permit pursuant to this section shall
38 not be eligible for benefits pursuant to section 502 of this act.

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

42 (d) Any person issued a special operator's permit pursuant to this
43 section who operates a motor vehicle during the period of the permit
44 for a purpose not authorized by the conditions of the permit shall,
45 upon receipt of written report of a police officer, in such form as the
46 commissioner may prescribe, of such unauthorized operation, be

47 subject to a civil penalty of not more than five hundred dollars. Any
48 person who makes improper use of a special operator's permit issued
49 pursuant to this section or in any manner alters any such permit or
50 who loans or sells such permit for use by another person shall be
51 subject to the penalties provided by section 14-147.

52 (e) If a person issued a special operator's permit pursuant to this
53 section has his operator's license suspended by the commissioner in
54 connection with any motor vehicle violation or other offense for which
55 suspension action is authorized, the special operator's permit shall be
56 deemed revoked on the effective date of such suspension, and any
57 such person with notice of the suspension who operates a motor
58 vehicle shall be operating under suspension and shall be subject to
59 double the penalties provided by the applicable provisions of
60 subsection (b) of section 14-111 and section 14-215.

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

64 (g) Any person who is an applicant for a motor vehicle operator's
65 license and whose license or privilege to operate a motor vehicle has
66 been restricted by any other state in a manner that the commissioner
67 deems to be substantially similar to the restrictions imposed by a
68 special operator's permit issued in accordance with this section, may,
69 in the discretion of the commissioner, be issued an operator's license
70 together with a special operator's permit. The special operator's permit
71 shall be required to be held by such person for such time as the
72 commissioner prescribes.

73 (h) The commissioner may adopt regulations in accordance with the
74 provisions of chapter 54 to implement the provisions of this section.

75 Sec. 502. (NEW) (*Effective October 1, 2009*) No individual who is
76 denied a special operator's license pursuant to section 14-37a of the
77 general statutes, as amended by this act, shall be eligible to collect
78 benefits pursuant to chapter 567 of the general statutes."