

# **Legislative Regulation Review Committee**

2009-056a

Department of Motor Vehicles

**AN ACCIDENT PREVENTION COURSE FOR  
MATURE DRIVERS**

IMPORTANT: Read instructions on bottom of Certification Page before completing this form. Failure to comply with instructions may cause disapproval of proposed Regulations.

# STATE OF CONNECTICUT

Regulation  
of

## Department of Motor Vehicles

### An Accident Prevention Course for Mature Drivers

**Section 1. - The title for Sections 38a-683-1 through 38a-683-7, inclusive, of the Regulations of Connecticut State Agencies is amended to read as follows:**

[An Accident Prevention Course for Mature Drivers]  
An Accident Prevention Course for Operators Who Have Attained the Age of Sixty Years

**Section 2. Section 38a-683-1 of the Regulations of Connecticut State Agencies is amended to read as follows:**

Sec. 38a-683-1. Purpose

Section 38a-683-2, section 38a-683-4, section 38a-683-6 and section 38a-683-7 of the Regulations of Connecticut State Agencies are intended to comply with section 38a-683(b) of the Connecticut General Statutes, concerning the course content and other requirements of an accident prevention course for [mature drivers] operators who have attained the age of sixty years.

(Effective September 25, 1992; amended May 8, 2006)

**Section 3. Section 38a-683-2 of the Regulations of Connecticut State Agencies is amended to read as follows:**

Sec. 38a-683-2. Definitions

Terms used in this regulation shall have the following meanings:

(1) "Commissioner" means the [commissioner of motor vehicles] Commissioner of Motor Vehicles.

[(2)] (2) "Department" means the department of motor vehicles.]

[(3)] (2) "School" means an organization or agency that conducts an accident prevention course.

[(4)] (3) "Instructor" means an individual who has been trained and appointed by a school for the purpose of conducting an approved classroom accident prevention course.

[(5)] (4) "Classroom Accident Prevention Course" means an accident prevention program approved by the commissioner which meets the needs of [the mature driver] an operator who has attained the age of sixty years and is conducted in a classroom setting.

[(6)] (5) ["Certificate" means a document or form issued to all persons who have completed an approved accident prevention course] "Internet Accident Prevention Course" means an accident prevention program approved by the commissioner which meets the needs of an operator who has attained the age of sixty years and is offered on the Internet.

(6) "Certificate" means a document or form issued to all persons who have completed an approved accident prevention course.

(Effective September 25, 1992; amended May 8, 2006)

**Sec. 4. Section 38a-683-4 of the Regulations of Connecticut State Agencies is amended to read as follows:**

Sec. 38a-683-4. [Accident] Classroom accident prevention course approval

To be approved, an accident prevention course offered in a classroom setting for [mature drivers] operators who have attained the age of sixty years shall meet the following minimum requirements:

(1) Provide, but need not be limited to, seven hours of classroom instruction;

(2) Include instruction in problems that confront the [mature driver] operator who has attained the age of sixty years relative to driving frustrations and effects of aging on individual driving behavior;

(3) Include instruction in the effects of alcohol, drugs or other medication on one's capabilities;

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(4) Include instruction in current accident prevention measures, e.g., proper following techniques and handling unexpected driving emergencies;

(5) Include instruction in other subject areas including risk acceptance and one's personality as it affects driving, and perceptual problems likely to be encountered in various driving environments; and

(6) Use only those instructors who have been trained and appointed for the purpose of conducting an approved accident prevention program.

(Effective September 25, 1992); amended May 8, 2006)

### **Sec. 5. The Regulations of Connecticut State Agencies is amended by adding section 38a-683-4a as follows:**

(New) Sec. 38a-683-4a. Internet accident prevention course approval

An accident prevention course offered on the Internet for operators who have attained the age of sixty years shall be submitted to the commissioner for approval. To be approved, an accident prevention course, offered on the Internet for operators who have attained the age of sixty years, shall meet the requirements established in this section:

(a) The content of a course offered on the Internet shall include the following:

(1) Instruction in problems that confront the operator who has attained the age of sixty years relative to driving frustrations and effects of aging on individual driving behavior;

(2) Instruction in the effects of alcohol, drugs or other medication on one's capabilities;

(3) Instruction in current accident prevention measures, e.g., proper following techniques and handling unexpected driving emergencies; and

(4) Instruction in other subject areas including risk acceptance and one's personality as it affects driving, and perceptual problems likely to be encountered in various driving environments.

(b) The procedure for administering such course offered on the Internet shall include the following:

(1) methods to ensure verification of the course enrollee's identity at the time of registration and throughout the duration of such course;

(2) methods to ensure verification of the participation of the course enrollee throughout the duration of such course;

(3) methods to ensure verification of the completion of such course by the course enrollee within thirty (30) days of his/her registering for such course; and

(4) methods to ensure verification of the successful completion of such course by the enrollee.

(c) The commissioner may periodically review the administration of the course offered on the Internet to determine its compliance with the requirements of subsections (a) and (b) of this section. If the commissioner finds that the content of such course or the procedure for administering such course has not satisfied the requirements of the original approval, he or she may mandate that modifications be made to maintain approval.

### **Sec. 6. Section 38a-683-6 of the Regulations of Connecticut State Agencies is amended to read as follows:**

Sec. 38a-683-6. Certificate of accident prevention course completion

(a) Each participant successfully completing an approved accident prevention course shall be issued a certificate of course completion, which shall include the following information:

(1) Name of student;

(2) Student's date of birth;

(3) Student's address;

(4) Date of accident prevention course completion;

(5) Name of school; [and]

(6) If the course is presented in a classroom, the [Instructor's] instructor's signature or ID number[.];

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(7) If the course is presented on the Internet, and requires a final examination, the signature or ID number of the school representative administering the final examination, in a classroom setting, to the individual who has successfully completed the approved Internet accident prevention course; and

(8) If the course is presented on the internet, any information in addition to the applicable requirements of this subsection, that the commissioner may require as a condition of his course approval, as provided for in section 38a-683-4a of the Regulations of Connecticut State Agencies.

(b) A certificate of accident prevention course completion shall be submitted to the commissioner for approval [prior] prior to its use. No school shall use any form which has not been approved.

(Effective September 25, 1992; amended May 8, 2006)

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### Statement of Purpose:

Purpose: To comply with the provisions of P.A. 08-74 by establishing requirements for an Internet accident prevention course, which includes "...methods to ensure verification of (1) the course enrollee's identity at the time of registration and throughout the duration of such approved Internet course, (2) the participation of such enrollee throughout the duration of such course, (3) the completion of such course by such enrollee within any time requirements imposed by such course or the commissioner, and (4) the successful completion of such course by such enrollee." The proposed regulation also changes the term "mature driver" or "mature drivers" to "an operator who has attained the age of sixty years" or "operators who have attained the age of sixty years" to be consistent with the terminology used in section 38a-683 of the Connecticut General Statutes.

### Summary of Main Provisions:

Section 1 changes the title of the regulation from "An Accident Prevention Course for Mature Drivers" to "An Accident Prevention Course for Operators Who Have Attained the Age of Sixty Years."

Section 2 changes "mature drivers" to "operators who have attained the age of sixty years."

Section 3 amends the definition of "commissioner of motor vehicles" to "Commissioner of Motor Vehicles," provides the definitions of both "classroom accident prevention course" and "Internet accident prevention course" and deletes the definition of "department of motor vehicles" given that it is not used in the regulation.

Section 4 establishes the current accident prevention course approval requirements as being applicable to classroom accident prevention courses.

Section 5 establishes the approval requirements for Internet accident prevention courses, including the demonstration to the commissioner's satisfaction that verification of all items mandated by the Public Act are provided for in the course submitted for approval. It also allows the commissioner to periodically review the course content and administration to determine if compliance with the original approval is being maintained. If the commissioner does not find continued compliance, he or she may require modifications.

Section 6 adjusts the current requirements for the certificate for course completion to accommodate either classroom or Internet accident prevention courses. This section also deletes the word "prior" given that it is incorrectly printed twice in the referenced section.

Legal Effects of the Regulation: To allow for the approval of Internet accident prevention courses.

Be it known that the foregoing:

Regulations  Emergency Regulations are:  
 Adopted  Amended as hereinabove stated  Repealed

By the aforesaid agency pursuant to:

Section 38a-683 of the Connecticut General Statutes.

Section 14-\_\_\_\_\_ of the Connecticut General Statutes, as amended by Section \_ of Public Act. No. \_ of the Public Acts.

Public Act. No. \_\_\_\_\_ of the Public Acts.

After publication in the Connecticut Law Journal on \_\_\_\_\_, 2009 of the notice of the proposal to:

Adopt  Amend  Repeal such regulations

(If applicable):  And the holding of an advertised public hearing on \_\_ day of \_\_ 2009.

WHEREFORE, the foregoing regulations are hereby:

Adopted  Amended as hereinabove stated  Repealed

\_\_\_\_\_

Effective:

When filed with the Secretary of the State.

(OR)

The \_\_\_\_\_ day of \_\_\_\_\_ 2009.

In Witness Whereof:	Date 11-9-09	SIGNED (Head of Board, Agency or Commission) <i>[Signature]</i>	OFFICIAL TITLE, DULY AUTHORIZED COMMISSIONER
Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.:		SIGNED <i>[Signature]</i> 11/26/09	OFFICIAL TITLE, DULY AUTHORIZED ASSOC. ATTY. GENERAL

Approved

Disapproved

Disapproved in part, (Indicate Section Numbers disapproved only)

Rejected without prejudice.

The Legislative Review Committee in accordance with Sec. 4-170, as amended, of the Connecticut General Statutes	DATE	SIGNED (Clerk of the Legislative Regulation Review Committee)
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Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the Connecticut General Statutes.

DATE	SIGNED (Secretary of the State)	BY
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## INSTRUCTIONS

One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the Connecticut General Statutes.

Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the Connecticut General Statutes.

Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the Connecticut General Statutes.

Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in underlined and deleted language in brackets. Section 4-170 of the Connecticut General Statutes.