

**Legislative Regulation
Review Committee**

2009-056

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. Sections 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.
- (2) "Department" means the department of motor vehicles.
- (3) "School" means an organization or agency that conducts an accident prevention course.
- (4) "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) "Classroom Accident Prevention Course" means an accident prevention program approved by the commissioner which meets the needs of the mature driver and is conducted in a classroom setting.
- (6) "Internet Accident Prevention Course" means an accident prevention program approved by the commissioner which meets the needs of the mature driver and is offered on the Internet.
- (7) "Certificate" means a document or form issued to all persons who have completed an approved accident prevention course.

Sec. 2. . Section 38a-683-4 of the Regulations of Connecticut State Agencies is amended to read as follows:

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

To be approved, an accident prevention course offered in a classroom setting for mature drivers 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 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;
- (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.

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Sec.3. The Regulations of Connecticut State Agencies are amended by adding section 38a-683-4a:

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

An accident prevention course offered on the Internet for mature drivers shall be submitted to the commissioner for approval. To be approved, an accident prevention course, offered on the Internet for mature drivers, 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 mature driver 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/she may mandate that modifications be made to maintain approval.

Sec. 4. 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[.] ;
- (7) If the course is presented on the Internet, and requires a final examination, the signature or ID number of the school representative administering a 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 to its use. No school shall use any form which has not been approved.

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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."

Summary of Main Provisions: Section 1 establishes definitions of both "classroom accident prevention course" and "Internet accident prevention course."

Section 2 establishes the current accident prevention course approval requirements as being applicable to classroom accident prevention courses.

Section 3 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/she may require modifications.

Section 4 adjusts the current requirements for the certificate for course completion to accommodate either classroom or Internet accident prevention courses.

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 February 3, 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 4/22/09	SIGNED (Head of Board, Agency or Commission) <i>[Signature]</i> William Ramirez	OFFICIAL TITLE, DULY AUTHORIZED Acting 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> 8/10/09	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.

