



General Assembly

February Session, 2010

Raised Bill No. 5124

LCO No. 156

00156_____ENV

Referred to Committee on Environment

Introduced by:
(ENV)

AN ACT LIMITING THE IDLING OF MOTOR VEHICLES.

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

1 Section 1. (NEW) (*Effective October 1, 2010*) (a) As used in this
2 section, "motor vehicle" means any motor bus, truck or passenger
3 motor vehicle, as defined in section 14-1 of the general statutes.

4 (b) No person shall cause or allow a motor vehicle to operate for
5 more than three consecutive minutes when such motor vehicle is not in
6 motion, except as follows:

7 (1) When a motor vehicle is forced to remain motionless because of
8 traffic conditions or mechanical difficulties over which the operator of
9 such motor vehicle has no control;

10 (2) When it is necessary to operate defrosting, heating or cooling
11 equipment of a motor vehicle to ensure the safety or health of the
12 driver, passengers or cargo of such motor vehicle;

13 (3) When it is necessary to operate auxiliary equipment that is
14 located in or on the motor vehicle to accomplish the intended use of

15 the motor vehicle;

16 (4) When it is necessary to bring the motor vehicle to the
17 manufacturer's recommended operating temperature;

18 (5) When the outdoor temperature is below twenty degrees
19 Fahrenheit;

20 (6) When the motor vehicle is undergoing maintenance or an
21 inspection that requires such motor vehicle be operated for more than
22 three consecutive minutes;

23 (7) When a motor vehicle is in a queue to be inspected by United
24 States military personnel prior to gaining access to a United States
25 military installation;

26 (8) When the motor vehicle is a law enforcement, firefighting, rescue
27 or emergency vehicle operated in the course of official duties;

28 (9) When a motor vehicle is in a queue at a drive-in establishment;

29 (10) When a motor vehicle is in a queue for weighing, loading or
30 unloading freight;

31 (11) When a motor vehicle in livery service is waiting to discharge
32 participants in a wedding or funeral; or

33 (12) When a motor vehicle is delivering food from a restaurant.

34 (c) The provisions of this section shall not apply to any motor
35 vehicle located on private residential property.

36 (d) Any person who violates any provision of this section shall have
37 committed an infraction and shall be fined not more than twenty-five
38 dollars.

39 Sec. 2. Subsection (c) of section 51-164m of the general statutes is
40 repealed and the following is substituted in lieu thereof (*Effective*

41 *October 1, 2010*):

42 (c) No fine established in accordance with the provisions of
43 subsection (a) of this section may be less than thirty-five dollars or in
44 excess of ninety dollars, except that fines established for (1) parking tag
45 violations, [and] (2) violations of subsection (c) of section 14-100a, and
46 (3) violations of section 1 of this act may be less than thirty-five dollars.

47 Sec. 3. Section 54-33m of the general statutes is repealed and the
48 following is substituted in lieu thereof (*Effective October 1, 2010*):

49 (a) The failure of an operator of, or front seat passenger in, a private
50 passenger motor vehicle or vanpool vehicle to wear a seat safety belt as
51 required by section 14-100a shall not constitute probable cause for a
52 law enforcement official to conduct a search of such vehicle and its
53 contents.

54 (b) The operation of a motor vehicle in violation of the provisions of
55 section 1 of this act shall not constitute probable cause for a law
56 enforcement official to conduct a search of such vehicle and its
57 contents or of the operator's person.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	New section
Sec. 2	<i>October 1, 2010</i>	51-164m(c)
Sec. 3	<i>October 1, 2010</i>	54-33m

Statement of Purpose:

To limit the idling of motor vehicles.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]