



General Assembly

February Session, 2010

Raised Bill No. 414

LCO No. 1859

01859_____TRA

Referred to Committee on Transportation

Introduced by:
(TRA)

**AN ACT MAKING REVISIONS TO STATUTES CONCERNING THE
DEPARTMENT OF MOTOR VEHICLES.**

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

1 Section 1. Subsection (o) of section 14-49 of the 2010 supplement to
2 the general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective July 1, 2010*):

4 (o) No registration fee [or operator's license fee] shall be charged in
5 respect to any motor vehicle owned by a municipality, as defined in
6 section 7-245, any other governmental agency or a military agency and
7 used exclusively for the conduct of official business. No registration fee
8 shall be charged for any motor vehicle owned by or leased to a transit
9 district and used exclusively to provide public transportation. No fee
10 shall be charged for the registration of ambulances owned by hospitals
11 or any nonprofit civic organization approved by the commissioner, but
12 a fee of twenty dollars shall be charged for the inspection of any such
13 ambulance. No fee shall be charged for the registration of fire
14 department apparatus as provided by section 14-19. No registration fee
15 shall be charged to a disabled veteran, as defined in section 14-254,
16 residing in this state for the registration of three passenger, camper or

17 passenger and commercial motor vehicles leased or owned by such
18 veteran in any registration year, provided such vehicles shall not be
19 used for hire. No registration fee shall be charged for any motor
20 vehicle leased to an agency of this state on or after June 4, 1982.

21 Sec. 2. Subsection (c) of section 14-40a of the general statutes is
22 repealed and the following is substituted in lieu thereof (*Effective*
23 *October 1, 2010*):

24 (c) Before granting a motorcycle endorsement to any applicant who
25 has not held such an endorsement at any time within the preceding
26 two years, the commissioner shall require the applicant to
27 [demonstrate personally to the commissioner, a deputy or a motor
28 vehicle inspector or an agent of the commissioner, in such manner as
29 the commissioner directs, that the applicant is a proper person to
30 operate a motorcycle, has sufficient knowledge of the mechanism of a
31 motorcycle to ensure its safe operation by such applicant, and has
32 satisfactory knowledge of the law concerning motorcycles and other
33 motor vehicles and the rules of the road. An applicant under the age of
34 eighteen shall also] present evidence satisfactory to the commissioner
35 that such applicant has successfully completed a novice motorcycle
36 training course conducted by the Department of Transportation or by
37 any firm or organization that conducts such a course that uses the
38 curriculum of the Motorcycle Safety Foundation or other safety or
39 educational organization that has developed a curriculum approved
40 by the commissioner. The commissioner may waive the on-road skills
41 portion of the examination for the endorsement for any such applicant
42 or an applicant who is eighteen years of age or older who presents
43 evidence of satisfactorily completing a motorcycle training course. If
44 an applicant has had a license or held such an endorsement from a
45 state where a similar examination or course is required, the
46 commissioner may waive part or all of any such requirement. When
47 the commissioner is satisfied as to the ability and competency of the
48 applicant, the commissioner may issue an endorsement to such
49 applicant, either unlimited or containing such limitations as the

50 commissioner deems advisable. If an applicant or motorcycle
51 endorsement holder has any health problem which might affect such
52 person's ability to operate a motorcycle safely, the commissioner may
53 require the applicant or endorsement holder to demonstrate personally
54 that, notwithstanding the problem, such person is a proper person to
55 operate a motorcycle, and the commissioner may further require a
56 certificate of the applicant's condition, signed by a medical authority
57 designated by the commissioner, which certificate shall, in all cases, be
58 treated as confidential by the commissioner. An endorsement,
59 containing such limitation as the commissioner deems advisable may
60 be issued or renewed in any case, but nothing in this section shall be
61 construed to prevent the commissioner from refusing an endorsement,
62 either limited or unlimited, to any person or suspending an
63 endorsement of a person whom the commissioner deems incapable of
64 safely operating a motorcycle.

65 Sec. 3. Subdivision (2) of subsection (g) of section 14-44j of the
66 general statutes is repealed and the following is substituted in lieu
67 thereof (*Effective July 1, 2010*):

68 (2) Any employer which knowingly permits or requires a driver to
69 operate a commercial motor vehicle in violation of an out-of-service
70 order shall be subject to [a] the civil [penalty of not less than two
71 thousand seven hundred fifty dollars or more than eleven thousand
72 dollars] penalties prescribed in 49 CFR Section 383.53, as from time to
73 time amended.

74 Sec. 4. Section 14-44k of the general statutes is repealed and the
75 following is substituted in lieu thereof (*Effective July 1, 2010*):

76 (a) A driver who is disqualified or subject to an out-of-service order
77 shall not drive a commercial motor vehicle. An employer shall not
78 knowingly permit or require a driver who is disqualified to drive a
79 commercial motor vehicle.

80 (b) In addition to any other penalties provided by law, and except as

81 provided in subsection (d) of this section, a person is disqualified from
82 operating a commercial motor vehicle for one year if convicted of [one]
83 a violation of (1) operating any motor vehicle while under the
84 influence of intoxicating liquor or drugs, or both, under section 14-
85 227a, (2) operating a commercial motor vehicle while having a blood
86 alcohol concentration of four-hundredths of one per cent, or more, (3)
87 evasion of responsibility under section 14-224, (4) using any motor
88 vehicle in the commission of any felony, as defined in section 14-1, [or]
89 (5) operating a commercial motor vehicle while the operator's
90 commercial driver's license is revoked, suspended or cancelled, or
91 while the operator is disqualified from operating a commercial motor
92 vehicle, or (6) operating a motor vehicle while using a hand-held
93 mobile telephone or mobile electronic device under section 14-296aa, if
94 the motor vehicle being operated by such person was a commercial
95 motor vehicle. In addition to any other penalties provided by law, and
96 except as provided in subsection (d) of this section, a person is
97 disqualified from operating a commercial motor vehicle for a period of
98 not more than two years if convicted of one violation of causing a
99 fatality through the negligent or reckless operation of a commercial
100 motor vehicle, as evidenced by a conviction of a violation of section 14-
101 222a, 53a-56b, 53a-57 or 53a-60d. The disqualification periods in this
102 subsection shall also apply to convictions under the provisions of law
103 of another state, of offenses deemed by the commissioner to be
104 substantially similar to the offenses described in this subsection.

105 (c) In addition to any other penalties provided by law, and except as
106 provided in subsection (d) of this section, a person is disqualified from
107 operating a commercial motor vehicle for one year if the commissioner
108 finds that such person has refused to submit to a test to determine such
109 person's blood alcohol concentration while operating any motor
110 vehicle, or has failed such a test when given, pursuant to the
111 provisions of section 14-227b or pursuant to the provisions of a law of
112 any other state that is deemed by the commissioner to be substantially
113 similar to section 14-227b. For the purpose of this subsection, a person
114 shall be deemed to have failed such a test if, when driving a

115 commercial motor vehicle, the ratio of alcohol in the blood of such
116 person was four-hundredths of one per cent or more of alcohol, by
117 weight, or if, when driving any other motor vehicle, the ratio of alcohol
118 in the blood of such person was eight-hundredths of one per cent or
119 more of alcohol, by weight.

120 (d) If a person commits any of the disqualifying offenses identified
121 in subsection (b) of this section or is the subject of a finding by the
122 commissioner under subsection (c) of this section while driving a
123 vehicle transporting hazardous materials, required to be placarded
124 under the Hazardous Materials Transportation Act, 49 USC 1801 to
125 1813, inclusive, as amended, such person shall be disqualified for a
126 period of three years.

127 (e) In addition to any other penalties provided by law, a person is
128 disqualified from operating a commercial motor vehicle for (1) sixty
129 days if convicted of failure to stop at a railroad grade crossing, in
130 violation of section 14-249 or 14-250, while operating a commercial
131 motor vehicle, (2) one hundred twenty days if convicted of a second
132 violation of section 14-249 or 14-250 while operating a commercial
133 motor vehicle, and (3) one year if convicted of a third or subsequent
134 violation of section 14-249 or 14-250 while operating a commercial
135 motor vehicle, during any three-year period. The disqualification
136 periods in this subsection shall also apply to convictions under the
137 provisions of law of another state, of offenses deemed by the
138 commissioner to be substantially similar to the offenses described in
139 this subsection.

140 (f) In addition to any other penalties provided by law, a person is
141 disqualified from operating a commercial motor vehicle for a period of
142 not less than sixty days if convicted of two serious traffic violations, as
143 defined in section 14-1, or one hundred twenty days if convicted of
144 three serious traffic violations, committed while operating any motor
145 vehicle arising from separate incidents occurring within a three-year
146 period. The period of any disqualification for a subsequent offense

147 imposed under this subsection shall commence immediately after the
148 period of any other disqualification imposed on such person. The
149 disqualification periods in this subsection shall also apply to
150 convictions under the provisions of law of another state, of offenses
151 deemed by the commissioner to constitute serious traffic violations, as
152 defined in section 14-1.

153 (g) Any person who uses any motor vehicle in the commission of a
154 felony involving the manufacture, distribution or dispensing of a
155 controlled substance shall be disqualified for life.

156 (h) A person is disqualified for life if such person commits two or
157 more of the offenses specified in subsection (b) of this section, or if
158 such person is the subject of two or more findings by the commissioner
159 under subsection (c) of this section, or any combination of those
160 offenses or findings, arising from two or more separate incidents. A
161 person is disqualified for life if the commissioner takes suspension
162 actions against such person for two or more alcohol test refusals or test
163 failures, or any combination of such actions, arising from two or more
164 separate incidents. Any person disqualified for life, except a person
165 disqualified under subsection (g) of this section, who has both
166 voluntarily enrolled in and successfully completed an appropriate
167 rehabilitation program, as determined by the commissioner, may
168 apply for reinstatement of such person's commercial driver's license,
169 provided any such applicant shall not be eligible for reinstatement
170 until such time as such person has served a minimum disqualification
171 period of ten years. If a person whose commercial driver's license is
172 reinstated is subsequently convicted of another disqualifying offense,
173 such person shall be permanently disqualified for life and shall be
174 ineligible to reapply for a reduction of the lifetime disqualification.

175 (i) (1) Except as provided in subdivision (2) of this subsection, any
176 person who violates an out-of-service order shall be disqualified from
177 operating a commercial motor vehicle: (A) For a period of not less than
178 [ninety] one hundred eighty days or more than one year for a first

179 violation; (B) for a period of not less than [one year] two years or more
180 than five years for a second violation during any ten-year period,
181 where such violations arose from separate incidents; and (C) for a
182 period of not less than three years or more than five years for a third or
183 subsequent violation during any ten-year period, where such
184 violations arose from separate incidents.

185 (2) Any person who violates an out-of-service order while driving a
186 vehicle transporting hazardous materials, required to be placarded
187 under the Hazardous Materials Transportation Act, 49 USC 1801 to
188 1813, inclusive, or a commercial motor vehicle designed to transport
189 sixteen or more passengers, including the driver, shall be disqualified
190 from operating a commercial motor vehicle: (A) For a period of not less
191 than one hundred eighty days or more than two years for a first
192 violation, and (B) for a period of not less than three years or more than
193 five years for a second or subsequent violation during any ten-year
194 period, where such violations arose from separate incidents.

195 (3) In addition to the penalties provided in subdivision (1) or (2) of
196 this subsection, any person who violates an out-of-service order shall
197 be subject to [a] the civil [penalty of not less than one thousand one
198 hundred dollars or more than two thousand seven hundred fifty
199 dollars] penalties prescribed in 49 CFR Section 383.53, as from time to
200 time amended.

201 (j) Any holder of a commercial driver's license whose driving is
202 determined by the Federal Motor Carrier Safety Administration to
203 constitute an imminent hazard, as defined in section 14-1, shall be
204 disqualified from operating a commercial motor vehicle. The period of
205 disqualification may not exceed thirty days unless the commissioner is
206 satisfied that the Federal Motor Carrier Safety Administration has
207 complied with the procedures for review and hearing set forth in 49
208 CFR 383.52. The period of any disqualification imposed under this
209 subsection shall be concurrent with the period of any other
210 disqualification or suspension imposed on such commercial driver.

211 (k) After taking disqualification action, or suspending, revoking or
212 cancelling a commercial driver's license, the commissioner shall
213 update the commissioner's records to reflect such action within ten
214 days. After taking disqualification action, or suspending, revoking or
215 cancelling the operating privileges of a commercial driver who is
216 licensed in another state, the commissioner shall notify the licensing
217 state of such action within ten days. Such notification shall identify the
218 violation that caused such disqualification, suspension, cancellation or
219 revocation.

220 Sec. 5. (NEW) (*Effective from passage*) A tow dolly shall be exempt
221 from the registration requirements of chapter 246 of the general
222 statutes. As used in this section "tow dolly" means a two-wheeled
223 vehicle without motive power (1) that is towed by a motor vehicle, (2)
224 that is designed and used to tow another motor vehicle, and (3) upon
225 which the front or rear wheels of the towed motor vehicle are mounted
226 while the other wheels of the towed motor vehicle remain in contact
227 with the ground.

228 Sec. 6. Subsection (a) of section 14-22 of the general statutes is
229 repealed and the following is substituted in lieu thereof (*Effective July*
230 *1, 2010*):

231 (a) A motor vehicle registration issued pursuant to this chapter shall
232 expire in accordance with schedules established by the commissioner.
233 If the expiration date of the registration of the motor vehicle, except the
234 registration of a motor vehicle used to transport passengers for hire,
235 falls on any day when offices of the commissioner are closed for
236 business, the registration shall be deemed valid for the operation of the
237 motor vehicle until midnight of the next day on which offices of the
238 commissioner are open for business. The commissioner shall prescribe
239 the date and manner of renewing registrations. Not less than forty-five
240 days prior to the expiration of any valid registration, the
241 [commissioner] department shall [cause to be mailed] mail an
242 application for renewal to the registrant. [an application for renewal.]

243 In the case of a motor vehicle registered to a leasing company licensed
244 pursuant to section 14-15, the department may mail an application for
245 renewal of a leased vehicle to the lessee of such vehicle. Except for the
246 processing of such application at an official emissions inspection
247 station as provided in subsection (b) of this section or by telephone as
248 provided in subsection (c) of this section, the commissioner may
249 require that the application be returned by mail in order to be
250 processed and approved, with only such exceptions, on a hardship
251 basis, as shall be established by the commissioner in regulations []
252 adopted pursuant to chapter 54.

253 Sec. 7. Subsection (c) of section 54-56e of the general statutes is
254 repealed and the following is substituted in lieu thereof (*Effective*
255 *October 1, 2010*):

256 (c) This section shall not be applicable: (1) To any person charged
257 with a class A felony, a class B felony, except a violation of section 53a-
258 122 that does not involve the use, attempted use or threatened use of
259 physical force against another person, or a violation of section 14-227a,
260 subdivision (2) of subsection (a) of section 53-21, section 53a-56b, 53a-
261 60d, 53a-70, 53a-70a, 53a-70b, 53a-71, 53a-72a, 53a-72b, 53a-90a, 53a-
262 196e or 53a-196f, (2) to any person charged with a crime or motor
263 vehicle violation who, as a result of the commission of such crime or
264 motor vehicle violation, causes the death of another person, (3) to any
265 person accused of a family violence crime as defined in section 46b-38a
266 who (A) is eligible for the pretrial family violence education program
267 established under section 46b-38c, or (B) has previously had the
268 pretrial family violence education program invoked in such person's
269 behalf, (4) to any person charged with a violation of section 21a-267 or
270 21a-279 who (A) is eligible for the pretrial drug education program
271 established under section 54-56i, or (B) has previously had the pretrial
272 drug education program invoked in such person's behalf, (5) unless
273 good cause is shown, to any person charged with a class C felony, [or]
274 (6) to any person charged with a violation of section 9-359 or 9-359a, or
275 (7) to any person charged with a motor vehicle violation if such person

276 holds a commercial driver's license, or was operating a commercial
277 motor vehicle, as defined in section 14-1, at the time of the violation.

278 Sec. 8. Subdivision (1) of subsection (c) of section 14-100a of the
279 general statutes is repealed and the following is substituted in lieu
280 thereof (*Effective October 1, 2010*):

281 (c) (1) The operator of and any front seat passenger in [a] any motor
282 vehicle [with a gross vehicle weight rating not exceeding ten thousand
283 pounds or] fire fighting apparatus originally equipped with seat safety
284 belts complying with the provisions of the Code of Federal
285 Regulations, Title 49, Section 571.209, as amended from time to time,
286 shall wear such seat safety belt while the vehicle is being operated on
287 any highway, except as follows:

288 (A) A child six years of age and under shall be restrained as
289 provided in subsection (d) of this section;

290 (B) The operator of such vehicle shall secure or cause to be secured
291 in a seat safety belt any passenger seven years of age or older and
292 under sixteen years of age; and

293 (C) If the operator of such vehicle is under eighteen years of age,
294 such operator and each passenger in such vehicle shall wear such seat
295 safety belt while the vehicle is being operated on any highway.

296 Sec. 9. Subsection (a) of section 14-267b of the general statutes is
297 repealed and the following is substituted in lieu thereof (*Effective from*
298 *passage*):

299 (a) The provisions of subdivisions (1), (2), (3), (4) and [(7)] (8) of
300 subsection (b) of section [14a-267a] 14-267a shall not apply to any
301 motor bus, as defined in section 14-1, if such motor bus complies with
302 the weight limits specified in 23 CFR 658.17.

303 Sec. 10. Subsection (a) of section 14-16c of the general statutes is
304 repealed and the following is substituted in lieu thereof (*Effective*

305 *October 1, 2010*):

306 (a) (1) (A) Any insurance company which takes possession of a
307 motor vehicle for which a certificate of title has been issued in this
308 state, that has been declared a total loss and that is offered for sale in
309 this state by such insurance company or its agent as a result of the
310 settlement of a claim for damage or theft, shall stamp the word
311 "SALVAGE" in one-inch-high letters not to exceed three inches in
312 length on the vehicle's certificate of title and shall attach to such
313 certificate of title a copy of the appraiser's damage report for such
314 totalled motor vehicle, except that if the insurance company
315 determines that such motor vehicle has ten or more major component
316 parts which are damaged beyond repair and must be replaced, the
317 insurance company shall stamp the words "SALVAGE PARTS ONLY"
318 in one-inch-high letters not to exceed three inches in length on the
319 vehicle's certificate of title. A copy of such certificate shall be sent by
320 the insurance company to the Department of Motor Vehicles. If the
321 Commissioner of Motor Vehicles determines that salvage information
322 required to be reported by a self-insurer to the National Motor Vehicle
323 Title Information System under 49 USC Sections 30501 to 30505,
324 inclusive, and 28 CFR Sections 25.51 to 25.57, inclusive, is available to
325 the department on a regular basis from the National Motor Vehicle
326 Title Information System, the commissioner may discontinue the
327 requirement that a self-insurer submit a copy of such certificate to the
328 department. (B) Any insurance company which takes possession of a
329 motor vehicle for which a certificate of title has been issued in any state
330 other than this state that has been declared a total loss and that is
331 offered for sale in this state by such insurance company or its agent as
332 a result of the settlement of a claim for damage or theft, shall attach to
333 such certificate of title a copy of the appraiser's damage report for such
334 totalled motor vehicle.

335 (2) (A) Any person, firm or corporation which is a self-insurer and
336 owns a motor vehicle for which a certificate of title has been issued in
337 this state, that has been declared a total loss and that is offered for sale

338 in this state by such self-insurer or its agent, shall stamp the word
339 "SALVAGE" in one-inch-high letters not to exceed three inches in
340 length on the vehicle's certificate of title and shall attach to such
341 certificate of title a copy of the appraiser's damage report for such
342 totalled motor vehicle, except that if such self-insurer determines that
343 such motor vehicle has ten or more major component parts which are
344 damaged beyond repair and must be replaced, the self-insurer shall
345 stamp the words "SALVAGE PARTS ONLY" in one-inch-high letters
346 not to exceed three inches in length on the motor vehicle's certificate of
347 title. Any person, firm or corporation which is insured other than by
348 means of self-insurance and owns such a motor vehicle, shall forward
349 the vehicle's certificate of title to the company insuring such vehicle or
350 the company paying the totalled claim. Such insurer shall stamp the
351 word "SALVAGE" in one-inch-high letters not to exceed three inches in
352 length on the certificate of title except that if the insurance company
353 determines that such motor vehicle has ten or more major component
354 parts which are damaged beyond repair and must be replaced, the
355 insurer taking possession of such motor vehicle shall stamp the words
356 "SALVAGE PARTS ONLY" in one-inch-high letters not to exceed three
357 inches in length on the motor vehicle's certificate of title and shall
358 return such certificate to such person, firm or corporation. A copy of
359 such certificate shall be sent by the person, firm or corporation to the
360 Department of Motor Vehicles. If the Commissioner of Motor Vehicles
361 determines that salvage information required to be reported by a self-
362 insurer to the National Motor Vehicle Title Information System under
363 49 USC Sections 30501 to 30505, inclusive, and 28 CFR Sections 25.51 to
364 25.57, inclusive, is available to the department on a regular basis from
365 the National Motor Vehicle Title Information System, the
366 commissioner may discontinue the requirement that a self-insurer
367 submit a copy of such certificate to the department. (B) Any person,
368 firm or corporation which is a self-insurer and owns a motor vehicle
369 for which a certificate of title has been issued in any state other than
370 this state that has been declared a total loss and that is offered for sale
371 in this state by such self-insurer or its agent, shall attach to such

372 certificate of title a copy of the appraiser's damage report for such
373 totalled motor vehicle.

374 (3) For purposes of this subsection, "major component part" shall
375 have the same meaning as provided in subdivision (2) of subsection (a)
376 of section 14-149a.

377 Sec. 11. Subsections (a) and (b) of section 14-67m of the general
378 statutes are repealed and the following is substituted in lieu thereof
379 (*Effective from passage*):

380 (a) Each motor vehicle recycler licensee shall maintain a suitable
381 office and keep accurate records of all motor vehicles or major
382 component parts thereof received, dismantled or sold. Such records
383 may be handwritten, typewritten or computer-generated. Such
384 records, vehicles and parts shall be available for inspection during
385 regular business hours by one or more representatives of the
386 Department of Motor Vehicles, the Division of State Police within the
387 Department of Public Safety or any organized local police department.
388 Such inspection shall include examination of the recycler's premises to
389 determine the accuracy of the required records. Such records shall
390 include the make, year, engine number, if any, and identification
391 number of each vehicle, the name and address of the person from
392 whom each vehicle or part was received and to whom each vehicle or
393 part was sold, if a sale occurred, and the date of such receipt and sale.
394 The records shall be maintained for a period of two years after each
395 receipt or sale. Twice a month, each such licensee shall mail to the
396 Commissioner of Motor Vehicles a list of all motor vehicles received,
397 stating the make, year, engine number, if any, and identification
398 number of each such vehicle. The list, on a form approved by the
399 commissioner, shall be mailed or delivered to the commissioner on or
400 before the twentieth day of each month, covering the first fifteen days
401 of that month, and on or before the fifth day of each month, covering
402 the sixteenth through the last day of the preceding month. A recycler
403 shall report the information contained on such lists to the National

404 Motor Vehicle Title Information System under 49 USC Section 30504.
405 Nothing in this subsection shall be construed to require the
406 department to report any of such information to said title information
407 system.

408 (b) No motor vehicle recycler licensee may receive a motor vehicle
409 unless the licensee receives the vehicle's certificate of title, if the vehicle
410 is required to have title, or a copy of the vehicle's certificate of title
411 made by an insurance company pursuant to section 14-16c, at the time
412 of receipt of the vehicle. Upon receipt of any such certificate or copy,
413 such licensee shall stamp on it the word "JUNKED" in one-inch-high
414 letters not to exceed three inches in length. Any certificate of title
415 received, other than a title acquired for use in connection with the
416 licensee's business, shall accompany the list sent pursuant to
417 subsection (a) of this section. Any such copy received shall be
418 maintained for as long as the junk is on the licensee's premises. If the
419 Commissioner of Motor Vehicles determines that information
420 concerning junked motor vehicles required to be reported by a licensee
421 to the National Motor Vehicle Title Information System under 49 USC
422 Sections 30501 to 30505, inclusive, and 28 CFR Sections 25.51 to 25.57,
423 inclusive, is available to the department on a regular basis from the
424 National Motor Vehicle Title Information System, the commissioner
425 may discontinue the requirement that a licensee submit to the
426 department (1) a list of vehicles or parts received, in accordance with
427 the provisions of subsection (a) of this section, and (2) certificates of
428 title or copies of such certificates, in accordance with the provisions of
429 this subsection.

430 Sec. 12. (NEW) (*Effective October 1, 2010*) (a) Before the
431 Commissioner of Motor Vehicles issues a motor vehicle operator's
432 license, commercial driver's license or identity card to any person who
433 is not a citizen or national of the United States, the commissioner shall
434 verify that such person has been lawfully admitted for permanent or
435 temporary residence in the United States.

436 (b) The commissioner shall not accept an application for a motor
437 vehicle operator's license, commercial driver's license or identity card
438 from any person who is not a citizen or national of the United States
439 unless it is accompanied by valid, documentary evidence that the
440 person:

441 (1) Is an alien lawfully admitted for permanent or temporary
442 residence in the United States;

443 (2) Has conditional permanent resident status in the United States;

444 (3) Has an approved application for asylum in the United States or
445 has entered into the United States in refugee status;

446 (4) Has a valid, unexpired nonimmigrant visa or nonimmigrant visa
447 status for entry into the United States;

448 (5) Has a pending application for asylum in the United States;

449 (6) Has a pending or approved application for temporary protected
450 status in the United States;

451 (7) Has approved deferred action status; or

452 (8) Has a pending application for adjustment of status to that of an
453 alien lawfully admitted for (A) permanent residence in the United
454 States, or (B) conditional permanent resident status in the United
455 States.

456 (c) If an applicant for an operator's license, commercial driver's
457 license or identity card under subsection (b) of this section provides
458 evidence that such applicant has the status described in any provision
459 of subdivisions (4) to (8), inclusive, of subsection (b) of this section, or
460 otherwise indicates that such applicant's presence in the United States
461 is, pursuant to any provision of federal law, of limited duration and if
462 the commissioner determines that such applicant has satisfied all other
463 requirements for the issuance of such license, the commissioner shall

464 issue a limited-term motor vehicle operator's license, commercial
465 driver's license or identity card. Such license or identity card shall be
466 valid only during the applicant's authorized stay in the United States
467 or, if there is no definite end to the authorized period of stay, for one
468 year. The expiration date of any license or identity card issued under
469 this section shall be clearly displayed on such license or card, and shall
470 clearly indicate that it is of limited duration. The name or other means
471 of identification of the department employee who issues or renews any
472 license or identity card shall be entered into the records of the
473 department. The commissioner shall not grant an application for
474 renewal or for an extension of the term of any such license or identity
475 card unless the holder of such license or identity card presents
476 evidence that an authorized official or agency of the United States
477 government has extended such holder's period of authorized stay. The
478 fee for a motor vehicle operator's license, commercial driver's license
479 or identity card issued for a limited term shall be prorated annually in
480 accordance with the provisions of section 1-1h, 14-41 or 14-44h of the
481 general statutes, as applicable.

482 Sec. 13. Section 14-46 of the general statutes is repealed and the
483 following is substituted in lieu thereof (*Effective July 1, 2010*):

484 Any physician, ~~[may] physician assistant licensed pursuant to~~
485 ~~chapter 370 or advanced practice registered nurse licensed pursuant to~~
486 ~~chapter 378 shall~~ report to the Department of Motor Vehicles, in
487 writing, the name, age and address of any person diagnosed by him or
488 her to have any chronic health problem which in ~~[the physician's] his~~
489 ~~or her~~ judgment will significantly affect the person's ability to safely
490 operate a motor vehicle, or to have recurrent periods of
491 unconsciousness uncontrolled by medical treatment. ~~[Any] The Board~~
492 ~~of Education and Services for the Blind or any optometrist [may] shall~~
493 report to the department, in writing, the name, age and address of any
494 person known by ~~[him] the board or optometrist~~ to have a vision
495 problem which in the ~~board's or optometrist's~~ judgment will
496 significantly affect the person's ability to safely operate a motor

497 vehicle. Such reports shall be for the information of the commissioner
498 in enforcing state motor vehicle laws, and shall be kept confidential
499 and used solely for the purpose of determining the eligibility of any
500 person to operate a motor vehicle on the highways of this state. No
501 civil action may be brought against any person who, in good faith,
502 provides a report pursuant to this section.

503 Sec. 14. Subdivision (2) of subsection (b) of section 14-52 of the
504 general statutes is repealed and the following is substituted in lieu
505 thereof (*Effective October 1, 2010*):

506 (2) Except as provided in subsection (c) of this section, each
507 applicant for a new car dealer's or a used car dealer's license shall
508 furnish a surety bond in the amount of [twenty] fifty thousand dollars.

509 Sec. 15. Section 14-64 of the general statutes is repealed and the
510 following is substituted in lieu thereof (*Effective July 1, 2010*):

511 The commissioner may suspend or revoke the license or licenses of
512 any licensee or impose a civil penalty of not more than one thousand
513 dollars for each violation on any licensee or both, when, after notice
514 and hearing, the commissioner finds that the licensee (1) has violated
515 any provision of any statute or regulation of any state or any federal
516 statute or regulation pertaining to its business as a licensee or has
517 failed to comply with the terms of a final decision and order of any
518 state department or federal agency concerning any such provision; or
519 (2) has failed to maintain such records of transactions concerning the
520 purchase, sale or repair of motor vehicles or major component parts, as
521 required by such regulations as shall be adopted by the commissioner,
522 for a period of two years after such purchase, sale or repairs, provided
523 the records shall include the vehicle identification number and the
524 name and address of the person from whom each vehicle or part was
525 purchased and to whom each vehicle or part was sold, if a sale
526 occurred; or (3) has failed to allow inspection of such records by the
527 commissioner or the commissioner's representative during normal
528 business hours, provided written notice stating the purpose of the

529 inspection is furnished to the licensee, or has failed to allow inspection
530 of such records by any representative of the Division of State Police
531 within the Department of Public Safety or any organized local police
532 department, which inspection may include examination of the
533 premises to determine the accuracy of such records; or (4) has made a
534 false statement as to the condition, prior ownership or prior use of any
535 motor vehicle sold, exchanged, transferred, offered for sale or repaired
536 if the licensee knew or should have known that such statement was
537 false; or (5) is not qualified to conduct the licensed business, applying
538 the standards of section 14-51 and the applicable regulations; or (6) has
539 violated any provision of sections 42-221 to 42-226, inclusive; or (7) has
540 failed to fully execute or provide the buyer with (A) an order as
541 described in section 14-62, (B) the properly assigned certificate of title,
542 or (C) a temporary transfer or new issue of registration; or (8) has
543 failed to deliver a motor vehicle free and clear of all liens, unless
544 written notification is given to the buyer stating such motor vehicle
545 shall be purchased subject to a lien; or (9) has violated any provision of
546 sections 14-65f to 14-65j, inclusive; or (10) has used registration number
547 plates issued by the commissioner, in violation of the provisions and
548 standards set forth in sections 14-59 and 14-60 and the applicable
549 regulations; or (11) has failed to secure or to account for or surrender
550 to the commissioner on demand official registration plates or any other
551 official materials in its custody; or (12) has been convicted, or if the
552 licensee is a firm or corporation, an officer or major stockholder has
553 been convicted, of a violation of any provision of laws pertaining to the
554 business of a motor vehicle dealer or repairer including a motor
555 vehicle recycler, or of any violation involving fraud, larceny or
556 deprivation or misappropriation of property, in the courts of the
557 United States or of any state, or has failed to make full disclosure of
558 any such conviction. In addition to, or in lieu of, the imposition of any
559 other penalties authorized by this section, the commissioner may order
560 any such licensee to make restitution to any aggrieved customer.

561 Sec. 16. Subsection (a) of section 14-163c of the 2010 supplement to
562 the general statutes is repealed and the following is substituted in lieu

563 thereof (*Effective July 1, 2010*):

564 (a) The Commissioner of Motor Vehicles may adopt regulations, in
565 accordance with the provisions of chapter 54, which incorporate by
566 reference the standards set forth in 49 CFR Parts 382 to 397, inclusive,
567 as amended. Such regulations, adopted by reference to the provisions
568 of 49 CFR Parts 382 to 397, inclusive, as amended, may be made
569 applicable to any motor vehicle or motor carrier, as defined in 49 CFR
570 Part 390, which (1) is in intrastate commerce and has a gross vehicle
571 weight rating or gross combination weight rating or gross vehicle
572 weight or gross combination weight of eighteen thousand one or more
573 pounds; or (2) is in interstate commerce and has a gross vehicle weight
574 rating or gross combination weight rating or gross vehicle weight or
575 gross combination weight of ten thousand one or more pounds; or (3)
576 (A) is [a service bus, as defined in section 14-1] designed or used to
577 transport more than eight passengers, including the driver, for
578 compensation, or (B) is designed or used to transport more than fifteen
579 passengers, including the driver, and is not used to transport
580 passengers for compensation; or (4) is used in the transportation of
581 hazardous materials in a quantity requiring placarding under the
582 Hazardous Materials Transportation Act, 49 USC App. 1801 to 1813,
583 inclusive, unless exempted under the provisions of the code or the
584 provisions of subsection (b) of this section.

585 Sec. 17. Section 14-36k of the 2010 supplement to the general statutes
586 is repealed and the following is substituted in lieu thereof (*Effective*
587 *from passage*):

588 If any person who is less than eighteen years of age is convicted of
589 operating a motor vehicle without an operator's license, in accordance
590 with the provisions of section 14-36 or subdivision (2) of section 14-
591 215b, the Commissioner of Motor Vehicles, upon determination that
592 such person [does] did not hold an operator's license at the time of the
593 offense, shall not issue an operator's license to such person or shall
594 suspend the operator's license of such person for a period of at least

595 one year.

596 Sec. 18. Subdivision (1) of subsection (k) of section 14-164c of the
597 2010 supplement to the general statutes is repealed and the following
598 is substituted in lieu thereof (*Effective from passage*):

599 (k) (1) The commissioner, with approval of the Secretary of the
600 Office of Policy and Management, shall establish, and from time to
601 time modify, the inspection fees, not to exceed twenty dollars for each
602 biennial inspection or reinspection required pursuant to this chapter
603 for inspections performed at official emissions inspection stations.
604 Such fees shall be paid in a manner prescribed by the commissioner. If
605 the costs to the state of the emissions inspection program, including
606 administrative costs and payments to any independent contractor,
607 exceed the income from such fees, such excess costs shall be borne by
608 the state. Any person whose vehicle has been inspected at an official
609 emissions inspection station shall, if such vehicle is found not to
610 comply with any required standards, have the vehicle repaired and
611 have the right within sixty consecutive calendar days to return such
612 vehicle to the same official emissions inspection station for one
613 reinspection without charge, provided, where the sixtieth day falls on
614 a Sunday, legal holiday or a day on which the commissioner has
615 established that special circumstances or conditions exist that have
616 caused emissions inspection to be impracticable, such person may
617 return such vehicle for reinspection on the next day. The commissioner
618 shall assess a late fee of twenty dollars for the emissions inspection of a
619 motor vehicle performed at an official emissions inspection station
620 later than thirty days after the expiration date of the assigned
621 inspection or reinspection period provided the commissioner may
622 waive such late fee when it is proven to the commissioner's satisfaction
623 that the failure to have the vehicle inspected within thirty days of the
624 assigned inspection or reinspection period was due to exigent
625 circumstances. If ownership of the motor vehicle has been transferred
626 subsequent to the expiration date of the assigned inspection or
627 reinspection period and the new owner has such motor vehicle

628 inspected within thirty days of the registration of such motor vehicle,
629 the commissioner shall waive the late fee. If the thirtieth day falls on a
630 Sunday, legal holiday or a day on which the commissioner has
631 established that special circumstances or conditions exist that have
632 caused emissions inspection to be impracticable, such vehicle may be
633 inspected on the next day and no late fee shall be assessed.

634 Sec. 19. Section 14-115a of the general statutes is repealed and the
635 following is substituted in lieu thereof (*Effective July 1, 2010*):

636 No process to compel the Commissioner of Motor Vehicles to
637 furnish a copy of [an abstract of a driver's history record] any
638 document from a motor vehicle record, as defined in section 14-10, of
639 any person shall be issued unless such request is in writing and unless
640 at least seven working days have elapsed since the receipt thereof by
641 the commissioner.

642 Sec. 20. Subsection (c) of section 14-219 of the 2010 supplement to
643 the general statutes is repealed and the following is substituted in lieu
644 thereof (*Effective October 1, 2010*):

645 (c) Any person who violates any provision of subdivision (1) of
646 subsection (a) of this section or who operates a motor vehicle (1) on a
647 multiple lane, limited access highway at a rate of speed greater than
648 seventy miles per hour but not greater than eighty-five miles per hour,
649 or (2) on any other highway at a rate of speed greater than sixty miles
650 per hour but not greater than eighty-five miles per hour, shall be fined
651 not less than one hundred dollars nor more than one hundred fifty
652 dollars, provided any such person operating a [truck, as defined in
653 section 14-260n,] motor vehicle or combination of motor vehicles shall
654 be fined not less than one hundred fifty dollars nor more than two
655 hundred dollars.

656 Sec. 21. Section 14-61 of the 2010 supplement to the general statutes
657 is repealed and the following is substituted in lieu thereof (*Effective July*
658 *1, 2010*):

659 (a) Any dealer licensed under the provisions of [this] subpart (D) of
660 chapter 246 who in the opinion of the commissioner is qualified and
661 sells or trades a passenger motor vehicle, motorcycle, camper, camp
662 trailer or truck with a gross vehicle weight up to and including twenty-
663 six thousand pounds to a transferee who holds a current registration
664 certificate for a passenger motor vehicle, motorcycle, camper, camp
665 trailer or truck with a gross vehicle weight up to and including twenty-
666 six thousand pounds registered in this state may issue a sixty-day
667 temporary transfer of such registration to the vehicle transferred with
668 an official stamp issued by the commissioner, under regulations
669 adopted by the commissioner, to such dealer. The commissioner shall
670 charge such dealer a fee of ten dollars for each new temporary dealer
671 transfer form furnished for the purposes of this section. No dealer may
672 make such temporary transfer of a registration unless the transferee
673 surrenders the current registration certificate to the dealer indicating
674 the disposition of the vehicle described thereon in the space provided
675 on the reverse side of such certificate and unless the transferee is
676 eighteen years of age or older. The dealer shall, within five days from
677 the issuance of such temporary registration, submit to the
678 commissioner an application together with all necessary documents
679 for a permanent registration for the vehicle transferred. No such
680 temporary registration may be issued if the transferred passenger
681 motor vehicle, motorcycle, camper, camp trailer or truck with a gross
682 vehicle weight up to and including twenty-six thousand pounds is
683 used and was not previously registered in this state unless the
684 inspection requirements of section 14-12 have been met or, if such
685 motor vehicle is ten or more years old, unless the inspection
686 requirements of section 14-16a have been met, or if such motor vehicle
687 has been declared a total loss by an insurance company, unless the
688 inspection requirements of section 14-103a have been met.

689 (b) The commissioner may require any dealer who is authorized to
690 issue a temporary transfer of registration in accordance with
691 subsection (a) of this section or a new registration in accordance with
692 subsection (c) of section 14-12 to file each application for a permanent

693 registration by electronic transmission of an electronic record if the
694 commissioner determines that the dealer files, on average, ten or more
695 such applications for permanent registration each month with the
696 Department of Motor Vehicles. The provisions of this subsection do
697 not preclude any such dealer from filing an application for a
698 permanent registration in person at any branch office of the
699 department.

700 (c) If any dealer licensed under subpart (D) of chapter 246 holds a
701 dealer license that is no longer valid or if any such licensed dealer is no
702 longer conducting its licensed business, such dealer shall return to the
703 commissioner, within five business days of such license becoming
704 invalid or the termination of such business, (1) any number plates or
705 other materials supplied by the commissioner to enable such dealer to
706 issue new registrations under subsection (c) of section 14-12 or to
707 complete the temporary transfer of registrations under subsection (a)
708 of this section; and (2) any unused application forms for new
709 registrations or registration transfers. A violation of any provision of
710 this subsection shall be an infraction.

711 Sec. 22. Subsection (b) of section 14-58 of the 2010 supplement to the
712 general statutes is repealed and the following is substituted in lieu
713 thereof (*Effective from passage*):

714 (b) Each such licensee shall, instead of registering each motor
715 vehicle owned by such licensee or temporarily in such licensee's
716 custody, make application to the commissioner for a general
717 distinguishing number and mark, and the commissioner may issue to
718 the applicant a certificate or certificates of registration containing the
719 distinguishing number and mark assigned to such applicant, and
720 made in a form and containing any further information that the
721 commissioner may determine, and, thereupon, each motor vehicle
722 owned by the applicant or temporarily in the applicant's custody shall
723 be regarded as registered under and having assigned to it such general
724 distinguishing number and mark until sold. For the registration of all

725 motor vehicles [] registered under a general distinguishing number
726 and mark, the commissioner shall charge a fee at the rate of seventy
727 dollars per year. No new car dealer may be issued more than one such
728 registration for each ten sales transactions in a year [or] and no
729 repairer or limited repairer may be issued more than three
730 registrations in a year, unless such licensee makes application for an
731 additional registration to the commissioner, in such form and
732 containing such information as the commissioner may require to
733 substantiate such request. No used car dealer may be issued more than
734 three such registrations in a year, provided an additional registration
735 may be issued for each ten sales transactions in excess of thirty such
736 transactions upon submission of such application for an additional
737 registration. The commissioner may issue to each such licensee such
738 additional registrations as the commissioner deems necessary. The
739 commissioner may withdraw any registration previously issued or
740 may limit the number of registrations which any licensee is eligible to
741 receive or to hold, [in any case where the] if the commissioner
742 determines that a licensee does not require such number of
743 registrations or if a licensee has been found to be in violation of any of
744 the provisions of section 14-64.

745 Sec. 23. Subsections (a) and (b) of section 14-41 of the 2010
746 supplement to the general statutes are repealed and the following is
747 substituted in lieu thereof (*Effective July 1, 2010*):

748 (a) Except as provided in section 14-41a, each motor vehicle
749 operator's license shall be renewed every six years or every four years
750 on the date of the operator's birthday in accordance with a schedule to
751 be established by the commissioner. Upon every other renewal of a
752 motor vehicle operator's license, the commissioner may issue such
753 license without the personal appearance of the licensee if (1) such
754 licensee has a digital image on file with the commissioner, and (2) such
755 licensee has fulfilled all other requirements for such renewal. On and
756 after July 1, 2011, the Commissioner of Motor Vehicles shall screen the
757 vision of each motor vehicle operator prior to every other renewal of

758 the operator's license of such operator in accordance with a schedule
759 adopted by the commissioner. Such screening requirement shall apply
760 to every other renewal following the initial screening. In lieu of the
761 vision screening by the commissioner, such operator may submit the
762 results of a vision screening conducted by a licensed health care
763 professional qualified to conduct such screening on a form prescribed
764 by the commissioner during the twelve months preceding such
765 renewal. No motor vehicle operator's license may be renewed unless
766 the operator passes such vision screening. The commissioner shall
767 adopt regulations, in accordance with the provisions of chapter 54, to
768 implement the provisions of this subsection related to the
769 administration of vision screening.

770 (b) An original operator's license shall expire within a period not
771 exceeding six years following the date of the operator's next birthday.
772 The fee for such original license shall be computed at the rate of forty-
773 four dollars for a four-year license, sixty-six dollars for a six-year
774 license and eleven dollars per year [for] or any part of a year. [thereof.]
775 The commissioner may authorize an automobile club or association,
776 licensed in accordance with the provisions of section 14-67 on or before
777 July 1, 2007, to perform license renewals, renewals of identity cards
778 issued pursuant to section 1-1h and registration transactions at its
779 office facilities. The commissioner may authorize such automobile
780 clubs or associations to charge a convenience fee, which shall not
781 exceed two dollars, [to each applicant] for each renewal or registration
782 transaction.

783 Sec. 24. Section 14-163 of the general statutes is repealed and the
784 following is substituted in lieu thereof (*Effective from passage*):

785 (a) The commissioner shall compile information concerning motor
786 vehicles and snowmobiles subject to property taxation pursuant to
787 section 12-71 using the records of the Department of Motor Vehicles
788 and information reported by owners of motor vehicles and
789 snowmobiles. In addition to any other information the owner of a

790 motor vehicle or snowmobile is required to file with the commissioner
791 by law, such owner shall provide the commissioner with the name of
792 the town in which such owner's motor vehicle or snowmobile is to be
793 set in the list for property tax purposes, pursuant to section 12-71. On
794 or before December 1, 2004, and annually thereafter, the commissioner
795 shall [furnish] provide to each assessor in this state a list identifying
796 motor vehicles and snowmobiles that are subject to property taxation
797 in each such assessor's town. Said list shall include the names and
798 addresses of the owners of such motor vehicles and snowmobiles,
799 [together with] and the vehicle identification numbers for all such
800 vehicles for which such numbers are available.

801 (b) On or before October 1, 2004, and annually thereafter, the
802 commissioner shall [furnish] provide to each assessor in this state a list
803 identifying motor vehicles and snowmobiles in each such assessor's
804 town that were registered subsequent to the first day of October of the
805 assessment year immediately preceding, but prior to the first day of
806 August in such assessment year, and that are subject to property
807 taxation on a supplemental list pursuant to section 12-71b. In addition
808 to the information for each such vehicle and snowmobile specified
809 under subsection (a) of this section that is available to the
810 commissioner, the list provided under this subsection shall include a
811 code related to the date of registration of each such vehicle or
812 snowmobile.

813 (c) No assessor shall disclose any information contained in any list
814 provided by the commissioner pursuant to subsections (a) and (b) of
815 this section if the commissioner is not required to provide such
816 information or if such information is protected from disclosure under
817 state or federal law.

818 Sec. 25. Subsection (a) of section 14-18 of the 2010 supplement to the
819 general statutes is repealed and the following is substituted in lieu
820 thereof (*Effective from passage*):

821 (a) (1) Each motor vehicle for which one number plate has been

822 issued shall, while in use or operation upon any public highway,
823 display in a conspicuous place at the rear of such vehicle the number
824 plate. [Each such motor vehicle shall also display a sticker on the
825 number plate or elsewhere] The commissioner may issue a sticker
826 denoting the expiration date of the registration. Such sticker shall be
827 displayed in such place on the vehicle [,] as the commissioner may
828 direct. [, denoting the expiration date of the registration.] Such sticker
829 may contain the corresponding letters and numbers of the registration
830 and number plate [, as assigned] issued by the commissioner.

831 (2) Each motor vehicle for which two number plates have been
832 issued shall, while in use or operation upon any public highway,
833 display in a conspicuous place at the front and the rear of such vehicle
834 the number plates. [Each such motor vehicle shall also display a sticker
835 on the rear number plate or elsewhere] The commissioner may issue a
836 sticker denoting the expiration date of the registration. Such sticker
837 shall be displayed in such place on the vehicle [,] as the commissioner
838 may direct. [, denoting the expiration date of the registration, which]
839 Such sticker may contain the corresponding letters and numbers of the
840 number plate [, as assigned] issued by the commissioner.

841 Sec. 26. Subsections (a) and (b) of section 14-253a of the 2010
842 supplement to the general statutes are repealed and the following is
843 substituted in lieu thereof (*Effective from passage*):

844 (a) For the purposes of this section:

845 (1) "Special license plate" means a license plate displaying the
846 international symbol of access in a size identical to that of the letters or
847 numerals on the plate and in a color that contrasts with the
848 background color of the plate;

849 (2) "Removable windshield placard" means a two-sided, hanger-
850 style placard which bears on both of its sides: (A) The international
851 symbol of access in a height of three inches or more centered on such
852 placard and colored white on a blue background; (B) a unique

853 identification number; (C) a date of expiration; and (D) a statement
854 indicating that the Connecticut Department of Motor Vehicles issued
855 such placard;

856 (3) "Temporary removable windshield placard" means a placard
857 that is the same as a removable windshield placard except that the
858 international symbol of access appears on a red background; and

859 (4) "Person with disabilities" means a person with disabilities which
860 limit or impair the ability to walk, as defined in 23 CFR [Part] Section
861 1235.2.

862 (b) The Commissioner of Motor Vehicles shall accept applications
863 and renewal applications for special license plates and removable
864 windshield placards from (1) any person who is blind, as defined in
865 section 1-1f; (2) any person with disabilities; (3) any parent or guardian
866 of any person who is blind or any person with disabilities, if such
867 person is under eighteen years of age at the time of application; (4) any
868 parent or guardian of any person who is blind or any person with
869 disabilities, if such person is unable to request or complete an
870 application; and (5) any organization which meets criteria established
871 by the commissioner and which certifies to the commissioner's
872 satisfaction that the vehicle for which a plate or placard is requested is
873 primarily used to transport persons who are blind or persons with
874 disabilities. On and after January 1, 2010, no person shall be issued a
875 placard in accordance with this section unless such person is the
876 holder of a valid motor vehicle operator's license, or identification card
877 issued in accordance with the provisions of section 1-1h. The
878 commissioner is authorized to adopt regulations for the issuance of
879 placards to persons who, by reason of hardship, do not hold or cannot
880 obtain an operator's license or identification card. The commissioner
881 shall maintain a record of each placard issued to any such person. Such
882 applications and renewal applications shall be on a form prescribed by
883 the commissioner. [and shall include certification of disability from a
884 licensed physician, physician's assistant or advanced practice

885 registered nurse, licensed in accordance with the provisions of chapter
886 378, or certification of legal blindness from the Board of Education and
887 Services for the Blind, an ophthalmologist or an optometrist. In the
888 case of persons with disabilities, the application shall also include
889 certification from a licensed physician, an advanced practice registered
890 nurse, licensed in accordance with the provisions of chapter 378, or a
891 member of the handicapped driver training unit established pursuant
892 to section 14-11b that the applicant meets the definition of persons
893 with disabilities which limit or impair the ability to walk, as defined in
894 23 CFR Section 1235.2.] In the case of persons with disabilities, the
895 application and renewal application shall include: (A) Certification by
896 a licensed physician, a physician's assistant or advanced practice
897 registered nurse, licensed in accordance with the provisions of chapter
898 378 that the applicant is disabled; (B) certification by a licensed
899 physician, a physician's assistant, an advanced practice registered
900 nurse, licensed in accordance with the provisions of chapter 378, or a
901 member of the handicapped driver training unit established pursuant
902 to section 14-11b that the applicant meets the definition of a person
903 with a disability which limits or impairs the ability to walk, as defined
904 in 23 CFR Section 1235.2. In the case of persons who are blind, the
905 application or renewal application shall include certification of legal
906 blindness made by the Board of Education and Services for the Blind,
907 an ophthalmologist or an optometrist. Any person who makes a
908 certification required by this subsection shall sign the application or
909 renewal application under penalty of false statement pursuant to
910 section 53a-157b. The commissioner, in said commissioner's discretion,
911 may accept the discharge papers of a disabled veteran, as defined in
912 section 14-254, in lieu of such certification. The commissioner may
913 require additional certification at the time of the original application or
914 at any time thereafter. If a person who has been requested to submit
915 additional certification fails to do so within thirty days of the request,
916 or if such additional certification is deemed by the commissioner to be
917 unfavorable to the applicant, the commissioner may refuse to issue or,
918 if already issued, suspend or revoke such special license plate or

919 placard. The commissioner shall not issue more than one placard per
920 applicant. The fee for the issuance of a temporary removable
921 windshield placard shall be five dollars. Any person whose application
922 has been denied or whose special license plate or placard has been
923 suspended or revoked shall be afforded an opportunity for a hearing
924 in accordance with the provisions of chapter 54.

925 Sec. 27. Subsection (h) of section 54-56g of the 2010 supplement to
926 the general statutes is repealed and the following is substituted in lieu
927 thereof (*Effective October 1, 2010*):

928 (h) The provisions of this section shall not be applicable in the case
929 of (1) any person charged with a violation of section 14-227a while
930 operating a commercial motor vehicle, as defined in section 14-1; or (2)
931 any person charged with a violation of section 14-227a who holds a
932 commercial driver's license, as defined in section 14-1.

933 Sec. 28. Section 14-9a of the general statutes is repealed and the
934 following is substituted in lieu thereof (*Effective October 1, 2010*):

935 (a) The Department of Motor Vehicles shall, subject to the
936 provisions of section 31-51i, require each external applicant for a
937 position of employment with the department (1) to state whether the
938 applicant has ever been convicted of a crime, to state whether criminal
939 charges are pending against the applicant at the time of the application
940 and, if so, to identify the charges and court in which they are pending,
941 and (2) if offered employment with the department, to be fingerprinted
942 and to submit to state and national criminal history records checks.
943 The criminal history records checks required by this section shall be in
944 accordance with section 29-17a.

945 (b) The Department of Motor Vehicles, subject to the provisions of
946 section 31-51i and the standards set forth in 6 CFR Section 37.45, shall
947 require each employee who is involved in the manufacture or
948 production of driver licenses or identity cards or who has the ability to
949 affect the identity information that appears on a driver license or an

950 identity card to submit to a background check that includes name-
951 based and fingerprint-based criminal history records checks of federal
952 and state repository records to determine if the employee has been
953 convicted of any disqualifying crime or is subject to any of the
954 disqualifying conditions identified in 6 CFR Section 37.45(b)(1). If it is
955 determined as a result of the background check that such employee
956 has been convicted of a disqualifying crime, the employee shall not be
957 employed in a position described in this subsection. If it is determined
958 as a result of the background check that such employee has been found
959 to be subject to any disqualifying condition identified in 6 CFR Section
960 37.45(b)(1), the employee shall not be employed in a position described
961 in this subsection until the disqualifying condition has been removed.

962 Sec. 29. Subsection (i) of section 14-227b of the 2010 supplement to
963 the general statutes is repealed and the following is substituted in lieu
964 thereof (*Effective from passage*):

965 (i) Except as provided in subsection (j) of this section, the
966 commissioner shall suspend the operator's license or nonresident
967 operating privilege of a person who did not contact the department to
968 schedule a hearing, who failed to appear at a hearing, or against
969 whom, [after] as the result of a hearing [,] held by the commissioner
970 [held] pursuant to subsection (h) of this section, as of the effective date
971 contained in the suspension notice, [or the date the commissioner
972 renders a decision, whichever is later,] for a period of: (1) (A) Except as
973 provided in subparagraph (B) of this subdivision, ninety days, if such
974 person submitted to a test or analysis and the results of such test or
975 analysis indicated that such person had an elevated blood alcohol
976 content, (B) one hundred twenty days, if such person submitted to a
977 test or analysis and the results of such test or analysis indicated that
978 the ratio of alcohol in the blood of such person was sixteen-hundredths
979 of one per cent or more of alcohol, by weight, or (C) six months if such
980 person refused to submit to such test or analysis, (2) if such person has
981 previously had such person's operator's license or nonresident
982 operating privilege suspended under this section, (A) except as

983 provided in subparagraph (B) of this subdivision, nine months if such
 984 person submitted to a test or analysis and the results of such test or
 985 analysis indicated that such person had an elevated blood alcohol
 986 content, (B) ten months if such person submitted to a test or analysis
 987 and the results of such test or analysis indicated that the ratio of
 988 alcohol in the blood of such person was sixteen-hundredths of one per
 989 cent or more of alcohol, by weight, and (C) one year if such person
 990 refused to submit to such test or analysis, and (3) if such person has
 991 two or more times previously had such person's operator's license or
 992 nonresident operating privilege suspended under this section, (A)
 993 except as provided in subparagraph (B) of this subdivision, two years
 994 if such person submitted to a test or analysis and the results of such
 995 test or analysis indicated that such person had an elevated blood
 996 alcohol content, (B) two and one-half years if such person submitted to
 997 a test or analysis and the results of such test or analysis indicated that
 998 the ratio of alcohol in the blood of such person was sixteen-hundredths
 999 of one per cent or more of alcohol, by weight, and (C) three years if
 1000 such person refused to submit to such test or analysis.

1001 Sec. 30. Section 14-111a of the general statutes is repealed. (*Effective*
 1002 *July 1, 2010*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2010</i>	14-49(o)
Sec. 2	<i>October 1, 2010</i>	14-40a(c)
Sec. 3	<i>July 1, 2010</i>	14-44j(g)(2)
Sec. 4	<i>July 1, 2010</i>	14-44k
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>July 1, 2010</i>	14-22(a)
Sec. 7	<i>October 1, 2010</i>	54-56e(c)
Sec. 8	<i>October 1, 2010</i>	14-100a(c)(1)
Sec. 9	<i>from passage</i>	14-267b(a)
Sec. 10	<i>October 1, 2010</i>	14-16c(a)
Sec. 11	<i>from passage</i>	14-67m(a) and (b)
Sec. 12	<i>October 1, 2010</i>	New section

Sec. 13	<i>July 1, 2010</i>	14-46
Sec. 14	<i>October 1, 2010</i>	14-52(b)(2)
Sec. 15	<i>July 1, 2010</i>	14-64
Sec. 16	<i>July 1, 2010</i>	14-163c(a)
Sec. 17	<i>from passage</i>	14-36k
Sec. 18	<i>from passage</i>	14-164c(k)(1)
Sec. 19	<i>July 1, 2010</i>	14-115a
Sec. 20	<i>October 1, 2010</i>	14-219(c)
Sec. 21	<i>July 1, 2010</i>	14-61
Sec. 22	<i>from passage</i>	14-58(b)
Sec. 23	<i>July 1, 2010</i>	14-41(a) and (b)
Sec. 24	<i>from passage</i>	14-163
Sec. 25	<i>from passage</i>	14-18(a)
Sec. 26	<i>from passage</i>	14-253a(a) and (b)
Sec. 27	<i>October 1, 2010</i>	54-56g(h)
Sec. 28	<i>October 1, 2010</i>	14-9a
Sec. 29	<i>from passage</i>	14-227b(i)
Sec. 30	<i>July 1, 2010</i>	Repealer section

Statement of Purpose:

To revise statutes concerning motor vehicle licenses, fees, emissions, penalties, and parking for persons with disabilities and persons who are blind. Requested by the Department 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.]