



General Assembly

February Session, 2010

Amendment

LCO No. 5010

SB0041405010SD0

Offered by:
SEN. DEFRONZO, 6th Dist.

To: Subst. Senate Bill No. 414 File No. 265 Cal. No. 195

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

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

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4 the general statutes is repealed and the following is substituted in lieu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

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

16 department apparatus as provided by section 14-19. No registration fee
17 shall be charged to a disabled veteran, as defined in section 14-254,
18 residing in this state for the registration of three passenger, camper or
19 passenger and commercial motor vehicles leased or owned by such
20 veteran in any registration year, provided such vehicles shall not be
21 used for hire. No registration fee shall be charged for any motor
22 vehicle leased to an agency of this state on or after June 4, 1982.

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24 general statutes is repealed and the following is substituted in lieu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

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

32 Sec. 3. Section 14-44k of the general statutes is repealed and the
33 following is substituted in lieu thereof (*Effective July 1, 2010*):

34 (a) A driver who is disqualified or subject to an out-of-service order
35 shall not drive a commercial motor vehicle. An employer shall not
36 knowingly permit or require a driver who is disqualified to drive a
37 commercial motor vehicle.

38 (b) In addition to any other penalties provided by law, and except as
39 provided in subsection (d) of this section, a person is disqualified from
40 operating a commercial motor vehicle for one year if convicted of [one]
41 a violation of (1) operating any motor vehicle while under the
42 influence of intoxicating liquor or drugs, or both, under section 14-
43 227a, (2) operating a commercial motor vehicle while having a blood
44 alcohol concentration of four-hundredths of one per cent, or more, (3)
45 evasion of responsibility under section 14-224, (4) using any motor
46 vehicle in the commission of any felony, as defined in section 14-1, or
47 (5) operating a commercial motor vehicle while the operator's

48 commercial driver's license is revoked, suspended or cancelled, or
49 while the operator is disqualified from operating a commercial motor
50 vehicle. In addition to any other penalties provided by law, and except
51 as provided in subsection (d) of this section, a person is disqualified
52 from operating a commercial motor vehicle for a period of not more
53 than two years if convicted of one violation of causing a fatality
54 through the negligent or reckless operation of a commercial motor
55 vehicle, as evidenced by a conviction of a violation of section 14-222a,
56 53a-56b, 53a-57 or 53a-60d. The disqualification periods in this
57 subsection shall also apply to convictions under the provisions of law
58 of another state, of offenses deemed by the commissioner to be
59 substantially similar to the offenses described in this subsection.

60 (c) In addition to any other penalties provided by law, and except as
61 provided in subsection (d) of this section, a person is disqualified from
62 operating a commercial motor vehicle for one year if the commissioner
63 finds that such person has refused to submit to a test to determine such
64 person's blood alcohol concentration while operating any motor
65 vehicle, or has failed such a test when given, pursuant to the
66 provisions of section 14-227b, as amended by this act, or pursuant to
67 the provisions of a law of any other state that is deemed by the
68 commissioner to be substantially similar to section 14-227b, as
69 amended by this act. For the purpose of this subsection, a person shall
70 be deemed to have failed such a test if, when driving a commercial
71 motor vehicle, the ratio of alcohol in the blood of such person was
72 four-hundredths of one per cent or more of alcohol, by weight, or if,
73 when driving any other motor vehicle, the ratio of alcohol in the blood
74 of such person was eight-hundredths of one per cent or more of
75 alcohol, by weight.

76 (d) If a person commits any of the disqualifying offenses identified
77 in subsection (b) of this section or is the subject of a finding by the
78 commissioner under subsection (c) of this section while driving a
79 vehicle transporting hazardous materials, required to be placarded
80 under the Hazardous Materials Transportation Act, 49 USC 1801 to
81 1813, inclusive, as amended, such person shall be disqualified for a

82 period of three years.

83 (e) In addition to any other penalties provided by law, a person is
84 disqualified from operating a commercial motor vehicle for (1) sixty
85 days if convicted of failure to stop at a railroad grade crossing, in
86 violation of section 14-249 or 14-250, while operating a commercial
87 motor vehicle, (2) one hundred twenty days if convicted of a second
88 violation of section 14-249 or 14-250 while operating a commercial
89 motor vehicle, and (3) one year if convicted of a third or subsequent
90 violation of section 14-249 or 14-250 while operating a commercial
91 motor vehicle, during any three-year period. The disqualification
92 periods in this subsection shall also apply to convictions under the
93 provisions of law of another state, of offenses deemed by the
94 commissioner to be substantially similar to the offenses described in
95 this subsection.

96 (f) In addition to any other penalties provided by law, a person is
97 disqualified from operating a commercial motor vehicle for a period of
98 not less than sixty days if convicted of two serious traffic violations, as
99 defined in section 14-1, or one hundred twenty days if convicted of
100 three serious traffic violations, committed while operating any motor
101 vehicle arising from separate incidents occurring within a three-year
102 period. The period of any disqualification for a subsequent offense
103 imposed under this subsection shall commence immediately after the
104 period of any other disqualification imposed on such person. The
105 disqualification periods in this subsection shall also apply to
106 convictions under the provisions of law of another state, of offenses
107 deemed by the commissioner to constitute serious traffic violations, as
108 defined in section 14-1.

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

112 (h) A person is disqualified for life if such person commits two or
113 more of the offenses specified in subsection (b) of this section, or if

114 such person is the subject of two or more findings by the commissioner
115 under subsection (c) of this section, or any combination of those
116 offenses or findings, arising from two or more separate incidents. A
117 person is disqualified for life if the commissioner takes suspension
118 actions against such person for two or more alcohol test refusals or test
119 failures, or any combination of such actions, arising from two or more
120 separate incidents. Any person disqualified for life, except a person
121 disqualified under subsection (g) of this section, who has both
122 voluntarily enrolled in and successfully completed an appropriate
123 rehabilitation program, as determined by the commissioner, may
124 apply for reinstatement of such person's commercial driver's license,
125 provided any such applicant shall not be eligible for reinstatement
126 until such time as such person has served a minimum disqualification
127 period of ten years. If a person whose commercial driver's license is
128 reinstated is subsequently convicted of another disqualifying offense,
129 such person shall be permanently disqualified for life and shall be
130 ineligible to reapply for a reduction of the lifetime disqualification.

131 (i) (1) Except as provided in subdivision (2) of this subsection, any
132 person who violates an out-of-service order shall be disqualified from
133 operating a commercial motor vehicle: (A) For a period of not less than
134 ninety days or more than one year for a first violation; (B) for a period
135 of not less than one year or more than five years for a second violation
136 during any ten-year period, where such violations arose from separate
137 incidents; and (C) for a period of not less than three years or more than
138 five years for a third or subsequent violation during any ten-year
139 period, where such violations arose from separate incidents.

140 (2) Any person who violates an out-of-service order while driving a
141 vehicle transporting hazardous materials, required to be placarded
142 under the Hazardous Materials Transportation Act, 49 USC 1801 to
143 1813, inclusive, or a commercial motor vehicle designed to transport
144 sixteen or more passengers, including the driver, shall be disqualified
145 from operating a commercial motor vehicle: (A) For a period of not less
146 than one hundred eighty days or more than two years for a first
147 violation, and (B) for a period of not less than three years or more than

148 five years for a second or subsequent violation during any ten-year
149 period, where such violations arose from separate incidents.

150 (3) In addition to the penalties provided in subdivision (1) or (2) of
151 this subsection, any person who violates an out-of-service order shall
152 be subject to a civil penalty of not less than one thousand one hundred
153 dollars or more than two thousand seven hundred fifty dollars.

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

164 (k) After taking disqualification action, or suspending, revoking or
165 cancelling a commercial driver's license, the commissioner shall
166 update the commissioner's records to reflect such action within ten
167 days. After taking disqualification action, or suspending, revoking or
168 cancelling the operating privileges of a commercial driver who is
169 licensed in another state, the commissioner shall notify the licensing
170 state of such action within ten days. Such notification shall identify the
171 violation that caused such disqualification, suspension, cancellation or
172 revocation.

173 Sec. 4. (NEW) (*Effective from passage*) A tow dolly shall be exempt
174 from the registration requirements of chapter 246 of the general
175 statutes. As used in this section "tow dolly" means a two-wheeled
176 trailer without motive power (1) that is towed by a motor vehicle, (2)
177 that is designed and used to tow another motor vehicle, and (3) upon
178 which the front or rear wheels of the towed motor vehicle are mounted
179 while the other wheels of the towed motor vehicle remain in contact

180 with the ground.

181 Sec. 5. Subsection (a) of section 14-22 of the general statutes is
182 repealed and the following is substituted in lieu thereof (*Effective July*
183 *1, 2010*):

184 (a) A motor vehicle registration issued pursuant to this chapter shall
185 expire in accordance with schedules established by the commissioner.
186 If the expiration date of the registration of the motor vehicle, except the
187 registration of a motor vehicle used to transport passengers for hire,
188 falls on any day when offices of the commissioner are closed for
189 business, the registration shall be deemed valid for the operation of the
190 motor vehicle until midnight of the next day on which offices of the
191 commissioner are open for business. The commissioner shall prescribe
192 the date and manner of renewing registrations. Not less than forty-five
193 days prior to the expiration of any valid registration, the
194 [commissioner] department shall [cause to be mailed] mail an
195 application for renewal to the registrant. [an application for renewal.]
196 In the case of a motor vehicle registered to a leasing company licensed
197 pursuant to section 14-15, the department may mail an application for
198 renewal of a leased vehicle to the lessee of such vehicle. Except for the
199 processing of such application at an official emissions inspection
200 station as provided in subsection (b) of this section or by telephone as
201 provided in subsection (c) of this section, the commissioner may
202 require that the application be returned by mail in order to be
203 processed and approved, with only such exceptions, on a hardship
204 basis, as shall be established by the commissioner in regulations []
205 adopted pursuant to chapter 54.

206 Sec. 6. Subsection (i) of section 14-227a of the 2010 supplement to the
207 general statutes is repealed and the following is substituted in lieu
208 thereof (*Effective July 1, 2010*):

209 (i) (1) The Commissioner of Motor Vehicles shall permit a person
210 whose license has been suspended in accordance with the provisions
211 of subparagraph (C)(ii) of subdivision (2) of subsection (g) of this

212 section to operate a motor vehicle if (A) such person has served not
213 less than one year of such suspension, and (B) such person has
214 installed an approved ignition interlock device in each motor vehicle
215 owned or to be operated by such person. Except as provided in
216 sections 53a-56b and 53a-60d, no person whose license is suspended by
217 the commissioner for any other reason shall be eligible to operate a
218 motor vehicle equipped with an approved ignition interlock device. (2)
219 All costs of installing and maintaining an ignition interlock device
220 shall be borne by the person required to install such device. (3) The
221 commissioner shall adopt regulations, in accordance with the
222 provisions of chapter 54, to implement the provisions of this
223 subsection. The regulations shall establish procedures for the approval
224 of ignition interlock devices, for the proper calibration and
225 maintenance of such devices and for the installation of such devices by
226 any firm approved and authorized by the commissioner. (4) The
227 provisions of this subsection shall not be construed to authorize the
228 continued operation of a motor vehicle equipped with an ignition
229 interlock device by any person whose operator's license or nonresident
230 operating privilege is withdrawn, suspended or revoked for any other
231 reason. (5) The provisions of this subsection shall apply to any person
232 whose license has been suspended in accordance with the provisions
233 of subparagraph (C)(ii) of subdivision (2) of subsection (g) of this
234 section on or after September 1, 2003. (6) Whenever a person is
235 permitted by the commissioner under this subsection to operate a
236 motor vehicle if such person has installed an approved ignition
237 interlock device in each motor vehicle owned or to be operated by such
238 person, the commissioner shall indicate in the electronic record
239 maintained by the commissioner pertaining to such person's operator's
240 license or driving history that such person is restricted to operating a
241 motor vehicle that is equipped with an ignition interlock device and
242 the duration of such restriction, and shall ensure that such electronic
243 record is accessible by law enforcement officers. Any such person shall
244 pay the commissioner a fee of one hundred dollars prior to the
245 installation of such device. (7) There is established the ignition
246 interlock administration account which shall be a separate, nonlapsing

247 account in the General Fund. The commissioner shall deposit all fees
248 paid pursuant to subdivision (6) of this subsection in the account.
249 Funds in the account may be used by the commissioner for the
250 administration of this subsection.

251 Sec. 7. Subdivision (1) of subsection (c) of section 14-100a of the
252 general statutes is repealed and the following is substituted in lieu
253 thereof (*Effective October 1, 2010*):

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

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

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

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

269 Sec. 8. Subsection (a) of section 14-267b of the general statutes is
270 repealed and the following is substituted in lieu thereof (*Effective from*
271 *passage*):

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

276 Sec. 9. Subsection (a) of section 14-16c of the general statutes is

277 repealed and the following is substituted in lieu thereof (*Effective*
278 *October 1, 2010*):

279 (a) (1) (A) Any insurance company which takes possession of a
280 motor vehicle for which a certificate of title has been issued in this
281 state, that has been declared a total loss and that is offered for sale in
282 this state by such insurance company or its agent as a result of the
283 settlement of a claim for damage or theft, shall stamp the word
284 "SALVAGE" in one-inch-high letters not to exceed three inches in
285 length on the vehicle's certificate of title and shall attach to such
286 certificate of title a copy of the appraiser's damage report for such
287 totalled motor vehicle, except that if the insurance company
288 determines that such motor vehicle has ten or more major component
289 parts which are damaged beyond repair and must be replaced, the
290 insurance company shall stamp the words "SALVAGE PARTS ONLY"
291 in one-inch-high letters not to exceed three inches in length on the
292 vehicle's certificate of title. A copy of such certificate shall be sent by
293 the insurance company to the Department of Motor Vehicles. If the
294 Commissioner of Motor Vehicles determines that salvage information
295 required to be reported by an insurance company to the National
296 Motor Vehicle Title Information System under 49 USC Sections 30501
297 to 30505, inclusive, and 28 CFR Sections 25.51 to 25.57, inclusive, is
298 available to the department on a regular basis from the National Motor
299 Vehicle Title Information System, the commissioner may discontinue
300 the requirement that an insurance company submit a copy of such
301 certificate to the department. (B) Any insurance company which takes
302 possession of a motor vehicle for which a certificate of title has been
303 issued in any state other than this state that has been declared a total
304 loss and that is offered for sale in this state by such insurance company
305 or its agent as a result of the settlement of a claim for damage or theft,
306 shall attach to such certificate of title a copy of the appraiser's damage
307 report for such totalled motor vehicle.

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

311 in this state by such self-insurer or its agent, shall stamp the word
312 "SALVAGE" in one-inch-high letters not to exceed three inches in
313 length on the vehicle's certificate of title and shall attach to such
314 certificate of title a copy of the appraiser's damage report for such
315 totalled motor vehicle, except that if such self-insurer determines that
316 such motor vehicle has ten or more major component parts which are
317 damaged beyond repair and must be replaced, the self-insurer shall
318 stamp the words "SALVAGE PARTS ONLY" in one-inch-high letters
319 not to exceed three inches in length on the motor vehicle's certificate of
320 title. Any person, firm or corporation which is insured other than by
321 means of self-insurance and owns such a motor vehicle, shall forward
322 the vehicle's certificate of title to the company insuring such vehicle or
323 the company paying the totalled claim. Such insurer shall stamp the
324 word "SALVAGE" in one-inch-high letters not to exceed three inches in
325 length on the certificate of title except that if the insurance company
326 determines that such motor vehicle has ten or more major component
327 parts which are damaged beyond repair and must be replaced, the
328 insurer taking possession of such motor vehicle shall stamp the words
329 "SALVAGE PARTS ONLY" in one-inch-high letters not to exceed three
330 inches in length on the motor vehicle's certificate of title and shall
331 return such certificate to such person, firm or corporation. A copy of
332 such certificate shall be sent by the person, firm or corporation to the
333 Department of Motor Vehicles. If the Commissioner of Motor Vehicles
334 determines that salvage information required to be reported by a self-
335 insurer to the National Motor Vehicle Title Information System under
336 49 USC Sections 30501 to 30505, inclusive, and 28 CFR Sections 25.51 to
337 25.57, inclusive, is available to the department on a regular basis from
338 the National Motor Vehicle Title Information System, the
339 commissioner may discontinue the requirement that a self-insurer
340 submit a copy of such certificate to the department. (B) Any person,
341 firm or corporation which is a self-insurer and owns a motor vehicle
342 for which a certificate of title has been issued in any state other than
343 this state that has been declared a total loss and that is offered for sale
344 in this state by such self-insurer or its agent, shall attach to such
345 certificate of title a copy of the appraiser's damage report for such

346 totalled motor vehicle.

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

350 Sec. 10. Subsections (a) and (b) of section 14-67m of the general
351 statutes are repealed and the following is substituted in lieu thereof
352 (*Effective from passage*):

353 (a) Each motor vehicle recycler licensee shall maintain a suitable
354 office and keep accurate records of all motor vehicles or major
355 component parts thereof received, dismantled or sold. Such records
356 may be handwritten, typewritten or computer-generated. Such
357 records, vehicles and parts shall be available for inspection during
358 regular business hours by one or more representatives of the
359 Department of Motor Vehicles, the Division of State Police within the
360 Department of Public Safety or any organized local police department.
361 Such inspection shall include examination of the recycler's premises to
362 determine the accuracy of the required records. Such records shall
363 include the make, year, engine number, if any, and identification
364 number of each vehicle, the name and address of the person from
365 whom each vehicle or part was received and to whom each vehicle or
366 part was sold, if a sale occurred, and the date of such receipt and sale.
367 The records shall be maintained for a period of two years after each
368 receipt or sale. Twice a month, each such licensee shall mail to the
369 Commissioner of Motor Vehicles a list of all motor vehicles received,
370 stating the make, year, engine number, if any, and identification
371 number of each such vehicle. The list, on a form approved by the
372 commissioner, shall be mailed or delivered to the commissioner on or
373 before the twentieth day of each month, covering the first fifteen days
374 of that month, and on or before the fifth day of each month, covering
375 the sixteenth through the last day of the preceding month. A recycler
376 shall report the information contained on such lists to the National
377 Motor Vehicle Title Information System under 49 USC Section 30504.
378 Nothing in this subsection shall be construed to require the

379 department to report any of such information to said title information
380 system.

381 (b) No motor vehicle recycler licensee may receive a motor vehicle
382 unless the licensee receives the vehicle's certificate of title, if the vehicle
383 is required to have title, or a copy of the vehicle's certificate of title
384 made by an insurance company pursuant to section 14-16c, as
385 amended by this act, at the time of receipt of the vehicle. Upon receipt
386 of any such certificate or copy, such licensee shall stamp on it the word
387 "JUNKED" in one-inch-high letters not to exceed three inches in length.
388 Any certificate of title received, other than a title acquired for use in
389 connection with the licensee's business, shall accompany the list sent
390 pursuant to subsection (a) of this section. Any such copy received shall
391 be maintained for as long as the junk is on the licensee's premises. If
392 the Commissioner of Motor Vehicles determines that information
393 concerning junked motor vehicles required to be reported by a licensee
394 to the National Motor Vehicle Title Information System under 49 USC
395 Sections 30501 to 30505, inclusive, and 28 CFR Sections 25.51 to 25.57,
396 inclusive, is available to the department on a regular basis from the
397 National Motor Vehicle Title Information System, the commissioner
398 may discontinue the requirement that a licensee submit to the
399 department (1) a list of vehicles or parts received, in accordance with
400 the provisions of subsection (a) of this section, and (2) certificates of
401 title or copies of such certificates, in accordance with the provisions of
402 this subsection.

403 Sec. 11. Section 14-46 of the general statutes is repealed and the
404 following is substituted in lieu thereof (*Effective July 1, 2010*):

405 Any physician, physician assistant licensed pursuant to chapter 370
406 or advanced practice registered nurse licensed pursuant to chapter 378
407 may report to the Department of Motor Vehicles, in writing, the name,
408 age and address of any person diagnosed by him or her to have any
409 chronic health problem which in [the physician's] his or her judgment
410 will significantly affect the person's ability to safely operate a motor
411 vehicle, or to have recurrent periods of unconsciousness uncontrolled

412 by medical treatment. Any optometrist may report to the department,
413 in writing, the name, age and address of any person known by [him]
414 the optometrist to have a vision problem which in the optometrist's
415 judgment will significantly affect the person's ability to safely operate a
416 motor vehicle. Such reports shall be for the information of the
417 commissioner in enforcing state motor vehicle laws, and shall be kept
418 confidential and used solely for the purpose of determining the
419 eligibility of any person to operate a motor vehicle on the highways of
420 this state. No civil action may be brought against any person who, in
421 good faith, provides a report pursuant to this section.

422 Sec. 12. Subdivision (2) of subsection (b) of section 14-52 of the
423 general statutes is repealed and the following is substituted in lieu
424 thereof (*Effective October 1, 2010*):

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

428 Sec. 13. Section 14-64 of the general statutes is repealed and the
429 following is substituted in lieu thereof (*Effective July 1, 2010*):

430 The commissioner may suspend or revoke the license or licenses of
431 any licensee or impose a civil penalty of not more than one thousand
432 dollars for each violation on any licensee or both, when, after notice
433 and hearing, the commissioner finds that the licensee (1) has violated
434 any provision of any statute or regulation of any state or any federal
435 statute or regulation pertaining to its business as a licensee or has
436 failed to comply with the terms of a final decision and order of any
437 state department or federal agency concerning any such provision; or
438 (2) has failed to maintain such records of transactions concerning the
439 purchase, sale or repair of motor vehicles or major component parts, as
440 required by such regulations as shall be adopted by the commissioner,
441 for a period of two years after such purchase, sale or repairs, provided
442 the records shall include the vehicle identification number and the
443 name and address of the person from whom each vehicle or part was

444 purchased and to whom each vehicle or part was sold, if a sale
445 occurred; or (3) has failed to allow inspection of such records by the
446 commissioner or the commissioner's representative during normal
447 business hours, provided written notice stating the purpose of the
448 inspection is furnished to the licensee, or has failed to allow inspection
449 of such records by any representative of the Division of State Police
450 within the Department of Public Safety or any organized local police
451 department, which inspection may include examination of the
452 premises to determine the accuracy of such records; or (4) has made a
453 false statement as to the condition, prior ownership or prior use of any
454 motor vehicle sold, exchanged, transferred, offered for sale or repaired
455 if the licensee knew or should have known that such statement was
456 false; or (5) is not qualified to conduct the licensed business, applying
457 the standards of section 14-51 and the applicable regulations; or (6) has
458 violated any provision of sections 42-221 to 42-226, inclusive; or (7) has
459 failed to fully execute or provide the buyer with (A) an order as
460 described in section 14-62, (B) the properly assigned certificate of title,
461 or (C) a temporary transfer or new issue of registration; or (8) has
462 failed to deliver a motor vehicle free and clear of all liens, unless
463 written notification is given to the buyer stating such motor vehicle
464 shall be purchased subject to a lien; or (9) has violated any provision of
465 sections 14-65f to 14-65j, inclusive; or (10) has used registration number
466 plates issued by the commissioner, in violation of the provisions and
467 standards set forth in sections 14-59 and 14-60 and the applicable
468 regulations; or (11) has failed to secure or to account for or surrender
469 to the commissioner on demand official registration plates or any other
470 official materials in its custody; or (12) has been convicted, or if the
471 licensee is a firm or corporation, an officer or major stockholder has
472 been convicted, of a violation of any provision of laws pertaining to the
473 business of a motor vehicle dealer or repairer including a motor
474 vehicle recycler, or of any violation involving fraud, larceny or
475 deprivation or misappropriation of property, in the courts of the
476 United States or of any state, or has failed to make full disclosure of
477 any such conviction. In addition to, or in lieu of, the imposition of any
478 other penalties authorized by this section, the commissioner may order

479 any such licensee to make restitution to any aggrieved customer.

480 Sec. 14. Subsection (a) of section 14-163c of the 2010 supplement to
481 the general statutes is repealed and the following is substituted in lieu
482 thereof (*Effective July 1, 2010*):

483 (a) The Commissioner of Motor Vehicles may adopt regulations, in
484 accordance with the provisions of chapter 54, which incorporate by
485 reference the standards set forth in 49 CFR Parts 382 to 397, inclusive,
486 as amended. Such regulations, adopted by reference to the provisions
487 of 49 CFR Parts 382 to 397, inclusive, as amended, may be made
488 applicable to any motor vehicle or motor carrier, as defined in 49 CFR
489 Part 390, which (1) is in intrastate commerce and has a gross vehicle
490 weight rating or gross combination weight rating or gross vehicle
491 weight or gross combination weight of eighteen thousand one or more
492 pounds; or (2) is in interstate commerce and has a gross vehicle weight
493 rating or gross combination weight rating or gross vehicle weight or
494 gross combination weight of ten thousand one or more pounds; or (3)
495 (A) is [a service bus, as defined in section 14-1] designed or used to
496 transport more than eight passengers, including the driver, for
497 compensation, except a student transportation vehicle, as defined in
498 section 14-212, or (B) is designed or used to transport more than fifteen
499 passengers, including the driver, and is not used to transport
500 passengers for compensation; or (4) is used in the transportation of
501 hazardous materials in a quantity requiring placarding under the
502 Hazardous Materials Transportation Act, 49 USC App. 1801 to 1813,
503 inclusive, unless exempted under the provisions of the code or the
504 provisions of subsection (b) of this section.

505 Sec. 15. Section 14-36k of the 2010 supplement to the general statutes
506 is repealed and the following is substituted in lieu thereof (*Effective*
507 *from passage*):

508 If any person who is less than eighteen years of age is convicted of
509 operating a motor vehicle without an operator's license, in accordance
510 with the provisions of section 14-36 or subdivision (2) of section 14-

511 215b, the Commissioner of Motor Vehicles, upon determination that
512 such person [does] did not hold an operator's license at the time of the
513 offense, shall not issue an operator's license to such person or shall
514 suspend the operator's license of such person for a period of at least
515 one year.

516 Sec. 16. Subdivision (1) of subsection (k) of section 14-164c of the
517 2010 supplement to the general statutes is repealed and the following
518 is substituted in lieu thereof (*Effective from passage*):

519 (k) (1) The commissioner, with approval of the Secretary of the
520 Office of Policy and Management, shall establish, and from time to
521 time modify, the inspection fees, not to exceed twenty dollars for each
522 biennial inspection or reinspection required pursuant to this chapter
523 for inspections performed at official emissions inspection stations.
524 Such fees shall be paid in a manner prescribed by the commissioner. If
525 the costs to the state of the emissions inspection program, including
526 administrative costs and payments to any independent contractor,
527 exceed the income from such fees, such excess costs shall be borne by
528 the state. Any person whose vehicle has been inspected at an official
529 emissions inspection station shall, if such vehicle is found not to
530 comply with any required standards, have the vehicle repaired and
531 have the right within sixty consecutive calendar days to return such
532 vehicle to the same official emissions inspection station for one
533 reinspection without charge, provided, where the sixtieth day falls on
534 a Sunday, legal holiday or a day on which the commissioner has
535 established that special circumstances or conditions exist that have
536 caused emissions inspection to be impracticable, such person may
537 return such vehicle for reinspection on the next day. The commissioner
538 shall assess a late fee of twenty dollars for the emissions inspection of a
539 motor vehicle performed at an official emissions inspection station
540 later than thirty days after the expiration date of the assigned
541 inspection or reinspection period provided the commissioner may
542 waive such late fee when it is proven to the commissioner's satisfaction
543 that the failure to have the vehicle inspected within thirty days of the
544 assigned inspection or reinspection period was due to exigent

545 circumstances. If ownership of the motor vehicle has been transferred
546 subsequent to the expiration date of the assigned inspection or
547 reinspection period and the new owner has such motor vehicle
548 inspected within thirty days of the registration of such motor vehicle,
549 the commissioner shall waive the late fee. If the thirtieth day falls on a
550 Sunday, legal holiday or a day on which the commissioner has
551 established that special circumstances or conditions exist that have
552 caused emissions inspection to be impracticable, such vehicle may be
553 inspected on the next day and no late fee shall be assessed.

554 Sec. 17. Section 14-115a of the general statutes is repealed and the
555 following is substituted in lieu thereof (*Effective July 1, 2010*):

556 No process to compel the Commissioner of Motor Vehicles to
557 furnish a copy of [an abstract of a driver's history record] any
558 document from a motor vehicle record, as defined in section 14-10, as
559 amended by this act, of any person shall be issued unless such request
560 is in writing and unless at least seven working days have elapsed since
561 the receipt thereof by the commissioner.

562 Sec. 18. Subsection (c) of section 14-219 of the 2010 supplement to
563 the general statutes is repealed and the following is substituted in lieu
564 thereof (*Effective October 1, 2010*):

565 (c) Any person who violates any provision of subdivision (1) of
566 subsection (a) of this section or who operates a motor vehicle (1) on a
567 multiple lane, limited access highway at a rate of speed greater than
568 seventy miles per hour but not greater than eighty-five miles per hour,
569 or (2) on any other highway at a rate of speed greater than sixty miles
570 per hour but not greater than eighty-five miles per hour, shall be fined
571 not less than one hundred dollars nor more than one hundred fifty
572 dollars, provided any such person operating a [truck, as defined in
573 section 14-260n,] motor vehicle described in subsection (a) of section
574 14-163c, as amended by this act, shall be fined not less than one
575 hundred fifty dollars nor more than two hundred dollars.

576 Sec. 19. Section 14-61 of the 2010 supplement to the general statutes

577 is repealed and the following is substituted in lieu thereof (*Effective July*
578 *1, 2010*):

579 (a) Any dealer licensed under the provisions of [this] subpart (D) of
580 part III of chapter 246 who in the opinion of the commissioner is
581 qualified and sells or trades a passenger motor vehicle, motorcycle,
582 camper, camp trailer or truck with a gross vehicle weight up to and
583 including twenty-six thousand pounds to a transferee who holds a
584 current registration certificate for a passenger motor vehicle,
585 motorcycle, camper, camp trailer or truck with a gross vehicle weight
586 up to and including twenty-six thousand pounds registered in this
587 state may issue a sixty-day temporary transfer of such registration to
588 the vehicle transferred with an official stamp issued by the
589 commissioner, under regulations adopted by the commissioner, to
590 such dealer. The commissioner shall charge such dealer a fee of ten
591 dollars for each new temporary dealer transfer form furnished for the
592 purposes of this section. No dealer may make such temporary transfer
593 of a registration unless the transferee surrenders the current
594 registration certificate to the dealer indicating the disposition of the
595 vehicle described thereon in the space provided on the reverse side of
596 such certificate and unless the transferee is eighteen years of age or
597 older. The dealer shall, within five days from the issuance of such
598 temporary registration, submit to the commissioner an application
599 together with all necessary documents for a permanent registration for
600 the vehicle transferred. No such temporary registration may be issued
601 if the transferred passenger motor vehicle, motorcycle, camper, camp
602 trailer or truck with a gross vehicle weight up to and including twenty-
603 six thousand pounds is used and was not previously registered in this
604 state unless the inspection requirements of section 14-12 have been met
605 or, if such motor vehicle is ten or more years old, unless the inspection
606 requirements of section 14-16a have been met, or if such motor vehicle
607 has been declared a total loss by an insurance company, unless the
608 inspection requirements of section 14-103a have been met.

609 (b) The commissioner may require any dealer who is authorized to
610 issue a temporary transfer of registration in accordance with

611 subsection (a) of this section or a new registration in accordance with
612 subsection (c) of section 14-12 to file each application for a permanent
613 registration by electronic transmission of an electronic record if the
614 commissioner determines that the dealer files, on average, ten or more
615 such applications for permanent registration each month with the
616 Department of Motor Vehicles. The provisions of this subsection do
617 not preclude any such dealer from filing an application for a
618 permanent registration in person at any branch office of the
619 department.

620 (c) If any dealer licensed under subpart (D) of part III of chapter 246
621 holds a dealer license that is no longer valid or if any such licensed
622 dealer is no longer conducting its licensed business, such dealer shall
623 return to the commissioner, within five business days of such license
624 becoming invalid or the termination of such business, (1) any number
625 plates or other materials supplied by the commissioner to enable such
626 dealer to issue new registrations under subsection (c) of section 14-12
627 or to complete the temporary transfer of registrations under subsection
628 (a) of this section, and (2) any applications for new registrations or
629 registration transfers that were not acted upon or completed by such
630 dealer when it was conducting its licensed business. A violation of any
631 provision of this subsection shall be an infraction.

632 Sec. 20. Subsection (b) of section 14-58 of the 2010 supplement to the
633 general statutes is repealed and the following is substituted in lieu
634 thereof (*Effective from passage*):

635 (b) Each such licensee shall, instead of registering each motor
636 vehicle owned by such licensee or temporarily in such licensee's
637 custody, make application to the commissioner for a general
638 distinguishing number and mark, and the commissioner may issue to
639 the applicant a certificate or certificates of registration containing the
640 distinguishing number and mark assigned to such applicant, and
641 made in a form and containing any further information that the
642 commissioner may determine, and, thereupon, each motor vehicle
643 owned by the applicant or temporarily in the applicant's custody shall

644 be regarded as registered under and having assigned to it such general
645 distinguishing number and mark until sold. For the registration of all
646 motor vehicles [] registered under a general distinguishing number
647 and mark, the commissioner shall charge a fee at the rate of seventy
648 dollars per year. No new car dealer may be issued more than one such
649 registration for each ten sales transactions in a year [or] and no
650 repairer or limited repairer may be issued more than three
651 registrations in a year, unless such licensee makes application for an
652 additional registration to the commissioner, in such form and
653 containing such information as the commissioner may require to
654 substantiate such request. No used car dealer may be issued more than
655 three such registrations in a year, provided an additional registration
656 may be issued for each ten sales transactions in excess of thirty such
657 transactions upon submission of such application for an additional
658 registration. The commissioner may issue to each such licensee such
659 additional registrations as the commissioner deems necessary. The
660 commissioner may withdraw any registration previously issued or
661 may limit the number of registrations which any licensee is eligible to
662 receive or to hold, [in any case where the] if the commissioner
663 determines that a licensee does not require such number of
664 registrations or if a licensee has been found to be in violation of any of
665 the provisions of section 14-64, as amended by this act.

666 Sec. 21. Subsections (a) and (b) of section 14-41 of the 2010
667 supplement to the general statutes are repealed and the following is
668 substituted in lieu thereof (*Effective July 1, 2010*):

669 (a) Except as provided in section 14-41a, each motor vehicle
670 operator's license shall be renewed every six years or every four years
671 on the date of the operator's birthday in accordance with a schedule to
672 be established by the commissioner. Upon every other renewal of a
673 motor vehicle operator's license or identity card issued pursuant to
674 section 1-1h, the commissioner may issue such license or identity card
675 without the personal appearance of the licensee or identity card holder
676 if (1) such licensee or identity card holder has a digital image on file
677 with the commissioner, and (2) such licensee or identity card holder

678 has fulfilled all other requirements for such renewal. On and after July
679 1, 2011, the Commissioner of Motor Vehicles shall screen the vision of
680 each motor vehicle operator prior to every other renewal of the
681 operator's license of such operator in accordance with a schedule
682 adopted by the commissioner. Such screening requirement shall apply
683 to every other renewal following the initial screening. In lieu of the
684 vision screening by the commissioner, such operator may submit the
685 results of a vision screening conducted by a licensed health care
686 professional qualified to conduct such screening on a form prescribed
687 by the commissioner during the twelve months preceding such
688 renewal. No motor vehicle operator's license may be renewed unless
689 the operator passes such vision screening. The commissioner shall
690 adopt regulations, in accordance with the provisions of chapter 54, to
691 implement the provisions of this subsection related to the
692 administration of vision screening.

693 (b) An original operator's license shall expire within a period not
694 exceeding six years following the date of the operator's next birthday.
695 The fee for such original license shall be computed at the rate of forty-
696 four dollars for a four-year license, sixty-six dollars for a six-year
697 license and eleven dollars per year [for] or any part of a year. [thereof.]
698 The commissioner may authorize an automobile club or association,
699 licensed in accordance with the provisions of section 14-67 on or before
700 July 1, 2007, to perform license renewals, renewals of identity cards
701 issued pursuant to section 1-1h and registration transactions at its
702 office facilities. The commissioner may authorize such automobile
703 clubs or associations to charge a convenience fee, which shall not
704 exceed two dollars, to each applicant for a license or identity card
705 renewal or a registration transaction.

706 Sec. 22. Section 14-163 of the general statutes is repealed and the
707 following is substituted in lieu thereof (*Effective from passage*):

708 (a) The commissioner shall compile information concerning motor
709 vehicles and snowmobiles subject to property taxation pursuant to
710 section 12-71 using the records of the Department of Motor Vehicles

711 and information reported by owners of motor vehicles and
712 snowmobiles. In addition to any other information the owner of a
713 motor vehicle or snowmobile is required to file with the commissioner
714 by law, such owner shall provide the commissioner with the name of
715 the town in which such owner's motor vehicle or snowmobile is to be
716 set in the list for property tax purposes, pursuant to section 12-71. On
717 or before December 1, 2004, and annually thereafter, the commissioner
718 shall [furnish] provide to each assessor in this state a list identifying
719 motor vehicles and snowmobiles that are subject to property taxation
720 in each such assessor's town. Said list shall include the names and
721 addresses of the owners of such motor vehicles and snowmobiles,
722 [together with] and the vehicle identification numbers for all such
723 vehicles for which such numbers are available.

724 (b) On or before October 1, 2004, and annually thereafter, the
725 commissioner shall [furnish] provide to each assessor in this state a list
726 identifying motor vehicles and snowmobiles in each such assessor's
727 town that were registered subsequent to the first day of October of the
728 assessment year immediately preceding, but prior to the first day of
729 August in such assessment year, and that are subject to property
730 taxation on a supplemental list pursuant to section 12-71b. In addition
731 to the information for each such vehicle and snowmobile specified
732 under subsection (a) of this section that is available to the
733 commissioner, the list provided under this subsection shall include a
734 code related to the date of registration of each such vehicle or
735 snowmobile.

736 (c) No assessor or tax collector shall disclose any information
737 contained in any list provided by the commissioner pursuant to
738 subsections (a) and (b) of this section if the commissioner is not
739 required to provide such information or if such information is
740 protected from disclosure under state or federal law.

741 Sec. 23. Subsection (a) of section 14-18 of the 2010 supplement to the
742 general statutes is repealed and the following is substituted in lieu
743 thereof (*Effective from passage*):

744 (a) (1) Each motor vehicle for which one number plate has been
745 issued shall, while in use or operation upon any public highway,
746 display in a conspicuous place at the rear of such vehicle the number
747 plate. [Each such motor vehicle shall also display a sticker on the
748 number plate or elsewhere] The commissioner may issue a sticker
749 denoting the expiration date of the registration. Such sticker shall be
750 displayed in such place on the vehicle [,] as the commissioner may
751 direct. [, denoting the expiration date of the registration.] Such sticker
752 may contain the corresponding letters and numbers of the registration
753 and number plate [, as assigned] issued by the commissioner.

754 (2) Each motor vehicle for which two number plates have been
755 issued shall, while in use or operation upon any public highway,
756 display in a conspicuous place at the front and the rear of such vehicle
757 the number plates. [Each such motor vehicle shall also display a sticker
758 on the rear number plate or elsewhere] The commissioner may issue a
759 sticker denoting the expiration date of the registration. Such sticker
760 shall be displayed in such place on the vehicle [,] as the commissioner
761 may direct. [, denoting the expiration date of the registration, which]
762 Such sticker may contain the corresponding letters and numbers of the
763 number plate [, as assigned] issued by the commissioner.

764 Sec. 24. Subsections (a) and (b) of section 14-253a of the 2010
765 supplement to the general statutes are repealed and the following is
766 substituted in lieu thereof (*Effective from passage*):

767 (a) For the purposes of this section:

768 (1) "Special license plate" means a license plate displaying the
769 international symbol of access in a size identical to that of the letters or
770 numerals on the plate and in a color that contrasts with the
771 background color of the plate;

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

776 identification number; (C) a date of expiration; and (D) a statement
777 indicating that the Connecticut Department of Motor Vehicles issued
778 such placard;

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

782 (4) "Person with disabilities" means a person with disabilities which
783 limit or impair the ability to walk, as defined in 23 CFR [Part] Section
784 1235.2.

785 (b) The Commissioner of Motor Vehicles shall accept applications
786 and renewal applications for special license plates and removable
787 windshield placards from (1) any person who is blind, as defined in
788 section 1-1f; (2) any person with disabilities; (3) any parent or guardian
789 of any person who is blind or any person with disabilities, if such
790 person is under eighteen years of age at the time of application; (4) any
791 parent or guardian of any person who is blind or any person with
792 disabilities, if such person is unable to request or complete an
793 application; and (5) any organization which meets criteria established
794 by the commissioner and which certifies to the commissioner's
795 satisfaction that the vehicle for which a plate or placard is requested is
796 primarily used to transport persons who are blind or persons with
797 disabilities. On and after January 1, 2010, no person shall be issued a
798 placard in accordance with this section unless such person is the
799 holder of a valid motor vehicle operator's license, or identification card
800 issued in accordance with the provisions of section 1-1h. The
801 commissioner is authorized to adopt regulations for the issuance of
802 placards to persons who, by reason of hardship, do not hold or cannot
803 obtain an operator's license or identification card. The commissioner
804 shall maintain a record of each placard issued to any such person. Such
805 applications and renewal applications shall be on a form prescribed by
806 the commissioner. [and shall include certification of disability from a
807 licensed physician, physician's assistant or advanced practice
808 registered nurse, licensed in accordance with the provisions of chapter

809 378, or certification of legal blindness from the Board of Education and
810 Services for the Blind, an ophthalmologist or an optometrist. In the
811 case of persons with disabilities, the application shall also include
812 certification from a licensed physician, an advanced practice registered
813 nurse, licensed in accordance with the provisions of chapter 378, or a
814 member of the handicapped driver training unit established pursuant
815 to section 14-11b that the applicant meets the definition of persons
816 with disabilities which limit or impair the ability to walk, as defined in
817 23 CFR Section 1235.2.] In the case of persons with disabilities, the
818 application and renewal application shall include: (A) Certification by
819 a licensed physician, a physician assistant, or an advanced practice
820 registered nurse licensed in accordance with the provisions of chapter
821 378, that the applicant is disabled; (B) certification by a licensed
822 physician, a physician assistant, an advanced practice registered nurse
823 licensed in accordance with the provisions of chapter 378, or a member
824 of the handicapped driver training unit established pursuant to section
825 14-11b, that the applicant meets the definition of a person with a
826 disability which limits or impairs the ability to walk, as defined in 23
827 CFR Section 1235.2. In the case of persons who are blind, the
828 application or renewal application shall include certification of legal
829 blindness made by the Board of Education and Services for the Blind,
830 an ophthalmologist or an optometrist. Any person who makes a
831 certification required by this subsection shall sign the application or
832 renewal application under penalty of false statement pursuant to
833 section 53a-157b. The commissioner, in said commissioner's discretion,
834 may accept the discharge papers of a disabled veteran, as defined in
835 section 14-254, in lieu of such certification. The commissioner may
836 require additional certification at the time of the original application or
837 at any time thereafter. If a person who has been requested to submit
838 additional certification fails to do so within thirty days of the request,
839 or if such additional certification is deemed by the commissioner to be
840 unfavorable to the applicant, the commissioner may refuse to issue or,
841 if already issued, suspend or revoke such special license plate or
842 placard. The commissioner shall not issue more than one placard per
843 applicant. The fee for the issuance of a temporary removable

844 windshield placard shall be five dollars. Any person whose application
845 has been denied or whose special license plate or placard has been
846 suspended or revoked shall be afforded an opportunity for a hearing
847 in accordance with the provisions of chapter 54.

848 Sec. 25. (NEW) (*Effective July 1, 2010*) (a) For the purposes of this
849 section, "motor carrier transportation contract" means a contract,
850 agreement or understanding entered into, renewed, modified or
851 extended on or after July 1, 2010, concerning (1) the transportation of
852 property for compensation or hire, (2) the entry on public or private
853 property for the purpose of loading, unloading or transporting
854 property for compensation or hire, or (3) a service incidental to the
855 activities set forth in subdivisions (1) and (2) of this subsection. "Motor
856 carrier transportation contract" does not include the Uniform
857 Intermodal Interchange and Facilities Access Agreement administered
858 by the Intermodal Association of North America or other agreements
859 providing for the interchange, use or possession of intermodal chassis
860 or containers or other intermodal equipment.

861 (b) Notwithstanding any other provision of law, any provision,
862 clause, covenant or agreement contained in a motor carrier
863 transportation contract that purports to indemnify, defend or hold
864 harmless, or has the effect of indemnifying, defending or holding
865 harmless, an indemnitee from or against any liability for loss or
866 damage resulting from such indemnitee's negligence or intentional acts
867 or omissions shall be void and unenforceable.

868 (c) This section shall not apply to a contract, agreement or
869 understanding that concerns or affects the transportation of household
870 goods, as defined in section 13b-387 of the general statutes.

871 Sec. 26. Section 14-9a of the general statutes is repealed and the
872 following is substituted in lieu thereof (*Effective October 1, 2010*):

873 (a) The Department of Motor Vehicles shall, subject to the
874 provisions of section 31-51i, require each external applicant for a
875 position of employment with the department (1) to state whether the

876 applicant has ever been convicted of a crime, to state whether criminal
877 charges are pending against the applicant at the time of the application
878 and, if so, to identify the charges and court in which they are pending,
879 and (2) if offered employment with the department, to be fingerprinted
880 and to submit to state and national criminal history records checks.
881 The criminal history records checks required by this section shall be in
882 accordance with section 29-17a.

883 (b) The Department of Motor Vehicles, subject to the provisions of
884 section 31-51i and the standards set forth in 6 CFR Section 37.45, shall
885 require each employee who is involved in the manufacture or
886 production of drivers' licenses or identity cards or who has the ability
887 to affect the identity information that appears on a driver's license or
888 an identity card to submit to a background check that includes name-
889 based and fingerprint-based criminal history records checks of federal
890 and state repository records. Upon receipt of the criminal history
891 record of any such employee, the department shall evaluate such
892 record by applying the criteria set forth in 6 CFR Section 37.45(b)(1).
893 The department shall not employ any such employee with a
894 disqualifying criminal offense, as set forth in 6 CFR Section
895 37.45(b)(1)(i) or 37.45(b)(1)(ii), in a position described in this
896 subsection, and shall not employ any such employee with a
897 disqualifying condition, as set forth in 6 CFR Section 37.45(b)(1)(iii) or
898 37.45(b)(1)(iv), in such a position, until such condition is no longer
899 applicable. The department shall reassign any such person to a
900 different position in the department.

901 Sec. 27. Subsection (i) of section 14-227b of the 2010 supplement to
902 the general statutes is repealed and the following is substituted in lieu
903 thereof (*Effective from passage*):

904 (i) Except as provided in subsection (j) of this section, the
905 commissioner shall suspend the operator's license or nonresident
906 operating privilege of a person who did not contact the department to
907 schedule a hearing, who failed to appear at a hearing, or against
908 whom, [after] as the result of a hearing [,] held by the commissioner

909 [held] pursuant to subsection (h) of this section, as of the effective date
910 contained in the suspension notice, [or the date the commissioner
911 renders a decision, whichever is later,] for a period of: (1) (A) Except as
912 provided in subparagraph (B) of this subdivision, ninety days, if such
913 person submitted to a test or analysis and the results of such test or
914 analysis indicated that such person had an elevated blood alcohol
915 content, (B) one hundred twenty days, if such person submitted to a
916 test or analysis and the results of such test or analysis indicated that
917 the ratio of alcohol in the blood of such person was sixteen-hundredths
918 of one per cent or more of alcohol, by weight, or (C) six months if such
919 person refused to submit to such test or analysis, (2) if such person has
920 previously had such person's operator's license or nonresident
921 operating privilege suspended under this section, (A) except as
922 provided in subparagraph (B) of this subdivision, nine months if such
923 person submitted to a test or analysis and the results of such test or
924 analysis indicated that such person had an elevated blood alcohol
925 content, (B) ten months if such person submitted to a test or analysis
926 and the results of such test or analysis indicated that the ratio of
927 alcohol in the blood of such person was sixteen-hundredths of one per
928 cent or more of alcohol, by weight, and (C) one year if such person
929 refused to submit to such test or analysis, and (3) if such person has
930 two or more times previously had such person's operator's license or
931 nonresident operating privilege suspended under this section, (A)
932 except as provided in subparagraph (B) of this subdivision, two years
933 if such person submitted to a test or analysis and the results of such
934 test or analysis indicated that such person had an elevated blood
935 alcohol content, (B) two and one-half years if such person submitted to
936 a test or analysis and the results of such test or analysis indicated that
937 the ratio of alcohol in the blood of such person was sixteen-hundredths
938 of one per cent or more of alcohol, by weight, and (C) three years if
939 such person refused to submit to such test or analysis.

940 Sec. 28. Subsection (e) of section 14-10 of the general statutes is
941 repealed and the following is substituted in lieu thereof (*Effective*
942 *October 1, 2010*):

943 (e) In the event (1) a federal court judge, federal court magistrate or
944 judge of the Superior Court, Appellate Court or Supreme Court of the
945 state, (2) a member of a municipal police department or a member of
946 the Division of State Police within the Department of Public Safety, (3)
947 an employee of the Department of Correction, (4) an attorney-at-law
948 who represents or has represented the state in a criminal prosecution,
949 (5) a member or employee of the Board of Pardons and Paroles, (6) a
950 judicial branch employee regularly engaged in court-ordered
951 enforcement or investigatory activities, (7) an inspector employed by
952 the Division of Criminal Justice, (8) a federal law enforcement officer
953 who works and resides in this state, [or] (9) a state referee under
954 section 52-434, or (10) a lake patrolman appointed pursuant to
955 subsection (a) of section 7-151b engaged in boating law enforcement,
956 submits a written request and furnishes such individual's business
957 address to the commissioner, such business address only shall be
958 disclosed or available for public inspection to the extent authorized by
959 this section.

960 Sec. 29. Subsection (f) of section 14-10 of the general statutes is
961 repealed and the following is substituted in lieu thereof (*Effective*
962 *October 1, 2010*):

963 (f) The commissioner may disclose personal information from a
964 motor vehicle record to:

965 (1) Any federal, state or local government agency in carrying out its
966 functions or to any individual or entity acting on behalf of any such
967 agency, or

968 (2) Any individual, organization or entity that signs and files with
969 the commissioner, under penalty of false statement as provided in
970 section 53a-157b, a statement on a form approved by the
971 commissioner, together with such supporting documentation or
972 information as the commissioner may require, that such information
973 will be used for any of the following purposes:

974 (A) In connection with matters of motor vehicle or driver safety and

975 theft, motor vehicle emissions, motor vehicle product alterations,
976 recalls or advisories, performance monitoring of motor vehicles and
977 dealers by motor vehicle manufacturers, motor vehicle market research
978 activities including survey research, motor vehicle product and service
979 communications and removal of nonowner records from the original
980 owner records of motor vehicle manufacturers to implement the
981 provisions of the federal Automobile Information Disclosure Act, 15
982 USC 1231 et seq., the Clean Air Act, 42 USC 7401 et seq., and 49 USC
983 Chapters 301, 305 and 321 to 331, inclusive, as amended from time to
984 time, and any provision of the general statutes enacted to attain
985 compliance with said federal provisions;

986 (B) In the normal course of business by the requesting party, but
987 only to confirm the accuracy of personal information submitted by the
988 individual to the requesting party;

989 (C) In connection with any civil, criminal, administrative or arbitral
990 proceeding in any court or government agency or before any self-
991 regulatory body, including the service of process, an investigation in
992 anticipation of litigation by an attorney-at-law or any individual acting
993 on behalf of an attorney-at-law and the execution or enforcement of
994 judgments and orders, or pursuant to an order of any court provided
995 the requesting party is a party in interest to such proceeding;

996 (D) In connection with matters of motor vehicle or driver safety and
997 theft, motor vehicle emissions, motor vehicle product alterations,
998 recalls or advisories, performance monitoring of motor vehicles and
999 motor vehicle parts and dealers, producing statistical reports and
1000 removal of nonowner records from the original owner records of
1001 motor vehicle manufacturers, provided the personal information is not
1002 published, disclosed or used to contact individuals except as permitted
1003 under subparagraph (A) of this subdivision;

1004 (E) By any insurer or insurance support organization or by a self-
1005 insured entity or its agents, employees or contractors, in connection
1006 with the investigation of claims arising under insurance policies,

1007 antifraud activities, rating or underwriting;

1008 (F) In providing any notice required by law to owners or lienholders
1009 named in the certificate of title of towed, abandoned or impounded
1010 motor vehicles;

1011 (G) By an employer or its agent or insurer to obtain or verify
1012 information relating to a holder of a passenger endorsement or
1013 commercial driver's license required under 49 USC Chapter 313, and
1014 sections 14-44 to 14-44m, inclusive;

1015 (H) In connection with any lawful purpose of a labor organization,
1016 as defined in section 31-77, provided (i) such organization has entered
1017 into a contract with the commissioner, on such terms and conditions as
1018 the commissioner may require, and (ii) the information will be used
1019 only for the purposes specified in the contract other than campaign or
1020 political purposes;

1021 (I) For bulk distribution for surveys, marketing or solicitations
1022 provided the commissioner has obtained the express consent of the
1023 individual to whom such personal information pertains;

1024 (J) For the purpose of preventing fraud by verifying the accuracy of
1025 personal information contained in a motor vehicle record, including an
1026 individual's photograph or computerized image, as submitted by an
1027 individual to a legitimate business or an agent, employee or contractor
1028 of a legitimate business, provided the individual has provided express
1029 consent in accordance with subdivision (5) of subsection (a) of this
1030 section;

1031 (K) Inclusion of personal information about persons who have
1032 indicated consent to become organ and tissue donors in a donor
1033 registry established by a procurement organization, as defined in
1034 section 19a-279a;

1035 (L) By any private detective or private detective licensed in
1036 accordance with the provisions of chapter 534, in connection with an

1037 investigation involving matters concerning motor vehicles;

1038 (M) By a state marshal, for use in the performance of duties under
1039 the provisions of section 6-38a. Such information may be requested by
1040 facsimile transmission, or by such other means as the commissioner
1041 may require, and shall be provided by facsimile transmission, or by
1042 such other means, within a reasonable time.

1043 Sec. 30. Subsection (f) of section 52-63 of the general statutes is
1044 repealed and the following is substituted in lieu thereof (*Effective*
1045 *October 1, 2010*):

1046 (f) The officer serving such process upon the Commissioner of
1047 Motor Vehicles shall leave with the commissioner, at the time of
1048 service, a fee of [twenty] fifty dollars, which fee shall be taxed in favor
1049 of the plaintiff in his costs if he prevails in the action. The
1050 Commissioner of Motor Vehicles shall keep a record of each such
1051 process and the day and hour of service.

1052 Sec. 31. Section 14-111g of the general statutes is repealed and the
1053 following is substituted in lieu thereof (*Effective January 1, 2011*):

1054 (a) For the purposes of this subsection, "moving violation" means
1055 any violation of subsection (c) of section 14-36, section 14-36g, 14-218a,
1056 14-219, as amended by this act, 14-222, 14-223, 14-230 to 14-249,
1057 inclusive, 14-279 or 14-289b, subsection (d) of section 14-296aa, or
1058 section 14-299, 14-301, 14-302 or 14-303, and "suspension violation"
1059 means a violation of section 14-222a or 14-224, subsection (a) of section
1060 14-227a, or section 53a-56b, 53a-57 or 53a-60d. The Commissioner of
1061 Motor Vehicles may require any [licensed] motor vehicle operator who
1062 is twenty-four years of age or less, who has been convicted of a
1063 moving violation or a suspension violation, or both, committed on two
1064 or more occasions to attend a motor vehicle operator's retraining
1065 program. The commissioner may require any [licensed] motor vehicle
1066 operator over twenty-four years of age, who has been convicted of a
1067 moving violation or a suspension violation or a combination of said
1068 violations, committed on three or more occasions to attend a motor

1069 vehicle operator's retraining program. [The retraining program shall
1070 (1) review principles of motor vehicle operation, (2) develop
1071 alternative attitudes for those attitudes contributing to aggressive
1072 driving behavior, and (3) emphasize the need to practice safe driving
1073 behavior. The retraining program shall be offered by the Department
1074 of Motor Vehicles or by any other organization conducting such a
1075 program certified by the commissioner.] The commissioner shall notify
1076 such operator, in writing, of such requirement. A fee of not more than
1077 sixty dollars shall be charged for the retraining program. The
1078 commissioner, after notice and opportunity for hearing, may suspend
1079 the motor vehicle operator's license of any such operator who fails to
1080 attend or successfully complete the program until the operator
1081 successfully completes the program. The hearing shall be limited to
1082 any claim of impossibility of the operator to attend the retraining
1083 program, or to a determination of mistake or misidentification.

1084 [(b) The commissioner, after notification of and approval by the
1085 Secretary of the Office of Policy and Management, may deduct and
1086 retain from the fees collected in accordance with subsection (a) of this
1087 section, an amount not to exceed ten dollars per fee, for the cost of
1088 implementing the motor vehicle retraining program established in
1089 subsection (a) of this section.]

1090 (b) The retraining program shall be taught by a designee of the
1091 Commissioner of Motor Vehicles or by an instructor approved by the
1092 commissioner and shall (1) review principles of motor vehicle
1093 operation, (2) develop alternative attitudes for those attitudes
1094 contributing to aggressive driving behavior, and (3) emphasize the
1095 need to practice safe driving behavior. The retraining program shall be
1096 offered by the Department of Motor Vehicles or by any other
1097 organization certified by the commissioner to conduct such program.
1098 Any drivers' school, as defined in section 14-68, that meets the
1099 licensure requirements of part IV of chapter 246 shall be eligible to
1100 seek certification to offer the motor vehicle operator's retraining
1101 program. The commissioner shall determine the number of program
1102 providers necessary to serve the needs of the public. Each organization

1103 or drivers' school seeking certification or recertification to conduct
1104 such retraining program shall submit an application to the department
1105 in such form as the commissioner shall require and an application fee
1106 of three hundred fifty dollars. Each such applicant shall: (A) Be
1107 registered to do business in this state and continuously maintain good
1108 standing with the Office of the Secretary of the State; (B) file and
1109 continuously maintain a surety bond in the amount of fifty thousand
1110 dollars. Such bond shall be conditioned upon compliance with the
1111 provisions of any state or federal law or regulation concerning the
1112 conduct of an operator retraining program and provided as indemnity
1113 for any loss or expense sustained by either the state or any person by
1114 reason of any acts or omissions of the program provider. Such bond
1115 shall be executed in the name of the State of Connecticut for the benefit
1116 of any aggrieved party, but the penalty of the bond shall not be
1117 invoked except upon order of the Commissioner of Motor Vehicles
1118 after a hearing held before the commissioner in accordance with the
1119 provisions of chapter 54; (C) have a permanent place of business in this
1120 state where all operator retraining program records shall be
1121 maintained and accessible to the commissioner during normal
1122 business hours; (D) submit for approval by the commissioner a
1123 detailed curriculum and lesson plan, including any changes to such
1124 curriculum and lesson plan, which shall be used in each operator
1125 retraining class; and (E) electronically transmit information concerning
1126 enrollment and class completion to the commissioner at such times
1127 and in such form as the commissioner shall prescribe. Prior to the
1128 certification of an applicant, the commissioner shall investigate the
1129 applicant's character, driving history and criminal history. If the
1130 applicant is a business entity, such investigation shall include the
1131 principals and officers of such entity. The applicant shall submit to the
1132 commissioner any information pertaining to current or past criminal or
1133 civil actions. The certification of a program provider by the
1134 commissioner shall not be transferable and shall be valid for a two-
1135 year period. Recertification of a provider shall be at the discretion of
1136 the commissioner and in such form and manner determined by the
1137 commissioner.

1138 (c) The commissioner shall adopt regulations in accordance with
1139 chapter 54 to implement the provisions of subsections (a) and (b) of
1140 this section.

1141 Sec. 32. Subsection (b) of section 42-133dd of the general statutes is
1142 repealed and the following is substituted in lieu thereof (*Effective*
1143 *October 1, 2010*):

1144 (b) This section shall not apply to (1) the relocation of an existing
1145 dealer within that dealer's area of responsibility under its franchise,
1146 provided that the relocation shall not be at a site within six miles of a
1147 licensed dealer for the same line make of motor vehicle, [or] (2) the
1148 appointment of a dealer in the same relevant market area, within one
1149 year, at either the same location or within a two-mile radius from a
1150 predecessor dealer who ceased operations, or (3) the sale of new or
1151 used motor vehicles by a licensed new motor vehicle dealer at a public
1152 display of motor vehicles sponsored by an association of licensed new
1153 motor vehicle dealers representing more than seventy-five per cent of
1154 such dealers in the state. Such display shall be permitted annually, for
1155 a period not exceeding four consecutive days.

1156 Sec. 33. Section 13b-101 of the general statutes is repealed and the
1157 following is substituted in lieu thereof (*Effective July 1, 2010*):

1158 The term "motor vehicle in livery service" includes every motor
1159 vehicle used by any person, association, limited liability company or
1160 corporation which represents itself to be in the business of transporting
1161 passengers for hire, except (1) any motor bus and any taxicab operated
1162 under a certificate of public convenience and necessity issued by the
1163 Department of Transportation, (2) any school bus, as defined in section
1164 14-275, or student transportation vehicle, as defined in section 14-212,
1165 when used for the transportation of children under the age of twenty-
1166 one years, (3) any school bus, as defined in section 14-275, when used
1167 for the transportation of passengers (A) by virtue of a contract with
1168 any public or private institution of higher education, (B) pursuant to a
1169 contract for service to a special event held at a location or facility

1170 which is not open for business on a daily basis throughout the year,
1171 not to exceed a period of ten days, or (C) pursuant to a contract with a
1172 municipality for which the carrier provides school transportation
1173 service, [and] (4) any motor vehicle operated by or through a
1174 community-based regional transportation system for the elderly
1175 established pursuant to section 55 of public act 05-280, and (5) any
1176 motor vehicle operated by or through a community-based regional
1177 transportation system for the visually impaired.

1178 Sec. 34. Subsection (c) of section 14-36a of the general statutes is
1179 repealed and the following is substituted in lieu thereof (*Effective July*
1180 *1, 2011*):

1181 (c) A commercial driver's license or a class D license that contains
1182 [any] either of the following endorsements evidences that the holder
1183 meets the requirements of section 14-44:

1184 "V"- authorizes the transportation of passengers in a student
1185 transportation vehicle, as defined in section 14-212, or any vehicle that
1186 requires an ["A" or] "F" endorsement; and

1187 ["A"- authorizes the transportation of passengers in an activity
1188 vehicle, as defined in section 14-1, or any vehicle that requires an "F"
1189 endorsement; and]

1190 "F"- authorizes the transportation of passengers in a taxicab, motor
1191 vehicle in livery service, service bus or motor bus.

1192 The commissioner may establish one or more endorsements or
1193 restrictions on class D licenses, in accordance with regulations adopted
1194 in accordance with the provisions of chapter 54.

1195 Sec. 35. Subsection (a) of section 14-44 of the 2010 supplement to the
1196 general statutes is repealed and the following is substituted in lieu
1197 thereof (*Effective July 1, 2011*):

1198 (a) (1) No person shall operate a commercial motor vehicle used for
1199 passenger transportation on any public highway of this state until such

1200 person has obtained a commercial driver's license with a passenger
1201 endorsement from the commissioner, except a nonresident who holds
1202 such license with such endorsement issued by another state. (2) No
1203 person shall operate a school bus until such person has obtained a
1204 commercial driver's license with a school bus endorsement, except that
1205 a person who holds such a license without such endorsements may
1206 operate a school bus without passengers for the purpose of road
1207 testing or moving the vehicle. (3) No person shall operate a student
1208 transportation vehicle, as defined in section 14-212, [activity vehicle,]
1209 taxicab, motor vehicle in livery service, motor bus or service bus until
1210 such person has obtained an operator's license bearing an endorsement
1211 of the appropriate type from the commissioner issued in accordance
1212 with the provisions of this section and section 14-36a, except that a
1213 person who holds an operator's license without such endorsement may
1214 operate any such vehicle without passengers for the purpose of road
1215 testing or moving the vehicle. (4) No person shall operate a student
1216 transportation vehicle, as defined in section 14-212, [or activity vehicle]
1217 until such person has obtained an operator's license bearing an
1218 endorsement of the appropriate type from the commissioner issued in
1219 accordance with the provisions of this section and section 14-36a, as
1220 amended by this act.

1221 Sec. 36. Section 14-212 of the general statutes is repealed and the
1222 following is substituted in lieu thereof (*Effective July 1, 2011*):

1223 Terms used in this chapter shall be construed as follows, unless
1224 another construction is clearly apparent from the language or context
1225 in which the term is used or unless the construction is inconsistent
1226 with the manifest intention of the General Assembly:

1227 (1) The following terms shall be construed as they are defined in
1228 section 14-1: "Authorized emergency vehicle", "commissioner",
1229 "driver", "fuels", "gross weight", "head lamp", "high-mileage vehicle",
1230 "highway", "light weight", "limited access highway", "maintenance
1231 vehicle", "motor bus", "motorcycle", "motor vehicle registration",
1232 "nonresident", "nonskid device", "number plate", "officer", "operator",

1233 "owner", "passenger motor vehicle", "passenger and commercial motor
1234 vehicle", "person", "pneumatic tires", "pole trailer", "registration",
1235 "registration number", "second offense", "semitrailer", "shoulder",
1236 "solid tires", "stop", "subsequent offense", "tail lamp", "tractor", "tractor-
1237 trailer unit", "trailer", "truck" and "vanpool vehicle";

1238 (2) "Carrier" means (A) any local or regional school district, any
1239 educational institution providing elementary or secondary education
1240 or any person, firm or corporation under contract to such district or
1241 institution engaged in the business of transporting [school children;]
1242 students, or (B) any person, firm or corporation [providing
1243 transportation for compensation exclusively to] engaged in the
1244 business of transporting primarily persons under the age of twenty-
1245 one years for compensation; [or (C) any corporation, institution or
1246 nonprofit organization providing transportation as an ancillary service
1247 primarily to persons under the age of eighteen years;]

1248 (3) "Curb" includes the boundary of the traveled portion of any
1249 highway, whether or not the boundary is marked by a curbstone;

1250 (4) "Intersection" means the area embraced within the prolongation
1251 of the lateral curb lines of two or more highways which join one
1252 another at an angle, whether or not one of the highways crosses the
1253 other;

1254 (5) "Motor vehicle" includes all vehicles used on the public
1255 highways;

1256 (6) "Parking area" means lots, areas or other accommodations for the
1257 parking of motor vehicles off the street or highway and open to public
1258 use with or without charge;

1259 (7) "Rotary" or "roundabout" means a physical barrier legally placed
1260 or constructed at an intersection to cause traffic to move in a circuitous
1261 course;

1262 (8) "Student" means any person under the age of twenty-one years

1263 who is attending a preprimary, primary or secondary school program
1264 of education;

1265 (9) "Student transportation vehicle" means any motor vehicle other
1266 than a registered school bus used by a carrier for the transportation of
1267 students [, including children requiring special education] to or from
1268 school, school programs or school sponsored events; and

1269 (10) "Vehicle" [is synonymous with] has the same meaning as
1270 "motor vehicle".

1271 Sec. 37. Section 14-1 of the 2010 supplement to the general statutes is
1272 repealed and the following is substituted in lieu thereof (*Effective July*
1273 *1, 2011*):

1274 Terms used in this chapter shall be construed as follows, unless
1275 another construction is clearly apparent from the language or context
1276 in which the term is used or unless the construction is inconsistent
1277 with the manifest intention of the General Assembly:

1278 [(1) "Activity vehicle" means a student transportation vehicle that is
1279 used to transport students in connection with school-sponsored events
1280 and activities, but is not used to transport students to and from
1281 school;]

1282 [(2)] (1) "Agricultural tractor" means a tractor or other form of
1283 nonmuscular motive power used for transporting, hauling, plowing,
1284 cultivating, planting, harvesting, reaping or other agricultural
1285 purposes on any farm or other private property, or used for the
1286 purpose of transporting, from one farm to another, agricultural
1287 implements and farm products, provided the agricultural tractor is not
1288 used on any highway for transporting a pay load or for some other
1289 commercial purpose;

1290 [(3)] (2) "Antique, rare or special interest motor vehicle" means a
1291 motor vehicle twenty years old or older which is being preserved
1292 because of historic interest and which is not altered or modified from

1293 the original manufacturer's specifications;

1294 [(4)] (3) "Apparent candle power" means an illumination equal to
1295 the normal illumination in foot candles produced by any lamp or
1296 lamps, divided by the square of the distance in feet between the lamp
1297 or lamps and the point at which the measurement is made;

1298 [(5)] (4) "Authorized emergency vehicle" means (A) a fire
1299 department vehicle, (B) a police vehicle, or (C) a public service
1300 company or municipal department ambulance or emergency vehicle
1301 designated or authorized for use as an authorized emergency vehicle
1302 by the commissioner;

1303 [(6)] (5) "Auxiliary driving lamp" means an additional lighting
1304 device on a motor vehicle used primarily to supplement the general
1305 illumination in front of a motor vehicle provided by the motor
1306 vehicle's head lamps;

1307 [(7)] (6) "Bulb" means a light source consisting of a glass bulb
1308 containing a filament or substance capable of being electrically
1309 maintained at incandescence;

1310 [(8)] (7) "Camp trailer" includes any trailer designed for living or
1311 sleeping purposes and used exclusively for camping or recreational
1312 purposes;

1313 [(9)] (8) "Camp trailer registration" means the type of registration
1314 issued to any trailer that is for nonbusiness use and is limited to camp
1315 trailers and utility trailers;

1316 [(10)] (9) "Camp vehicle" means any motor vehicle that is regularly
1317 used to transport persons under eighteen years of age in connection
1318 with the activities of any youth camp, as defined in section 19a-420;

1319 [(11)] (10) "Camper" means any motor vehicle designed or
1320 permanently altered in such a way as to provide temporary living
1321 quarters for travel, camping or recreational purposes;

1322 [(12)] (11) "Combination registration" means the type of registration
1323 issued to a motor vehicle used for both private passenger and
1324 commercial purposes if such vehicle does not have a gross vehicle
1325 weight rating in excess of twelve thousand five hundred pounds;

1326 [(13)] (12) "Commercial driver's license" or "CDL" means a license
1327 issued to an individual in accordance with the provisions of sections
1328 14-44a to 14-44m, inclusive, which authorizes such individual to drive
1329 a commercial motor vehicle;

1330 [(14)] (13) "Commercial driver's license information system" or
1331 "CDLIS" means the national database of holders of commercial driver's
1332 licenses established by the Federal Motor Carrier Safety
1333 Administration pursuant to Section 12007 of the Commercial Motor
1334 Vehicle Safety Act of 1986;

1335 [(15)] (14) "Commercial motor vehicle" means a vehicle designed or
1336 used to transport passengers or property, except a vehicle used for
1337 farming purposes in accordance with 49 CFR 383.3(d), fire fighting
1338 apparatus or an emergency vehicle, as defined in section 14-283, or a
1339 recreational vehicle in private use, which (A) has a gross vehicle
1340 weight rating of twenty-six thousand and one pounds or more, or a
1341 gross combination weight rating of twenty-six thousand and one
1342 pounds or more, inclusive of a towed unit or units with a gross vehicle
1343 weight rating of more than ten thousand pounds; (B) is designed to
1344 transport sixteen or more passengers, including the driver, or is
1345 designed to transport more than ten passengers, including the driver,
1346 and is used to transport students under the age of twenty-one years to
1347 and from school; or (C) is transporting hazardous materials and is
1348 required to be placarded in accordance with 49 CFR 172, Subpart F, as
1349 amended, or any quantity of a material listed as a select agent or toxin
1350 in 42 CFR Part 73;

1351 [(16)] (15) "Commercial registration" means the type of registration
1352 required for any motor vehicle designed or used to transport
1353 merchandise, freight or persons in connection with any business

1354 enterprise, unless a more specific type of registration is authorized and
1355 issued by the commissioner for such class of vehicle;

1356 [(17)] (16) "Commercial trailer" means a trailer used in the conduct
1357 of a business to transport freight, materials or equipment whether or
1358 not permanently affixed to the bed of the trailer;

1359 [(18)] (17) "Commercial trailer registration" means the type of
1360 registration issued to any commercial trailer;

1361 [(19)] (18) "Commissioner" includes the Commissioner of Motor
1362 Vehicles and any assistant to the Commissioner of Motor Vehicles who
1363 is designated and authorized by, and who is acting for, the
1364 Commissioner of Motor Vehicles under a designation; except that the
1365 deputy commissioners of motor vehicles and the Attorney General are
1366 deemed, unless the Commissioner of Motor Vehicles otherwise
1367 provides, to be designated and authorized by, and acting for, the
1368 Commissioner of Motor Vehicles under a designation;

1369 [(20)] (19) "Controlled substance" has the same meaning as in section
1370 21a-240 and the federal laws and regulations incorporated in chapter
1371 420b;

1372 [(21)] (20) "Conviction" means an unvacated adjudication of guilt, or
1373 a determination that a person has violated or failed to comply with the
1374 law in a court of original jurisdiction or an authorized administrative
1375 tribunal, an unvacated forfeiture of bail or collateral deposited to
1376 secure the person's appearance in court, the payment of a fine or court
1377 cost, or violation of a condition of release without bail, regardless of
1378 whether or not the penalty is rebated, suspended or probated;

1379 [(22)] (21) "Dealer" includes any person actively engaged in buying,
1380 selling or exchanging motor vehicles or trailers who has an established
1381 place of business in this state and who may, incidental to such
1382 business, repair motor vehicles or trailers, or cause them to be repaired
1383 by persons in his or her employ;

1384 [(23)] (22) "Disqualification" means a withdrawal of the privilege to
1385 drive a commercial motor vehicle, which occurs as a result of (A) any
1386 suspension, revocation, or cancellation by the commissioner of the
1387 privilege to operate a motor vehicle; (B) a determination by the Federal
1388 Highway Administration, under the rules of practice for motor carrier
1389 safety contained in 49 CFR 386, as amended, that a person is no longer
1390 qualified to operate a commercial motor vehicle under the standards of
1391 49 CFR 391, as amended; or (C) the loss of qualification which follows
1392 any of the convictions or administrative actions specified in section 14-
1393 44k;

1394 [(24)] (23) "Drive" means to drive, operate or be in physical control
1395 of a motor vehicle, including a motor vehicle being towed by another;

1396 [(25)] (24) "Driver" means any person who drives, operates or is in
1397 physical control of a commercial motor vehicle, or who is required to
1398 hold a commercial driver's license;

1399 [(26)] (25) "Driver's license" or "operator's license" means a valid
1400 Connecticut motor vehicle operator's license or a license issued by
1401 another state or foreign jurisdiction authorizing the holder thereof to
1402 operate a motor vehicle on the highways;

1403 [(27)] (26) "Employee" means any operator of a commercial motor
1404 vehicle, including full-time, regularly employed drivers, casual,
1405 intermittent or occasional drivers, drivers under contract and
1406 independent owner-operator contractors, who, while in the course of
1407 operating a commercial motor vehicle, are either directly employed by,
1408 or are under contract to, an employer;

1409 [(28)] (27) "Employer" means any person, including the United
1410 States, a state or any political subdivision thereof, who owns or leases
1411 a commercial motor vehicle, or assigns a person to drive a commercial
1412 motor vehicle;

1413 [(29)] (28) "Farm implement" means a vehicle designed and adapted
1414 exclusively for agricultural, horticultural or livestock-raising

1415 operations and which is not operated on a highway for transporting a
1416 pay load or for any other commercial purpose;

1417 [(30)] (29) "Felony" means any offense as defined in section 53a-25
1418 and includes any offense designated as a felony under federal law;

1419 [(31)] (30) "Fatality" means the death of a person as a result of a
1420 motor vehicle accident;

1421 [(32)] (31) "Foreign jurisdiction" means any jurisdiction other than a
1422 state of the United States;

1423 [(33)] (32) "Fuels" means (A) all products commonly or
1424 commercially known or sold as gasoline, including casinghead and
1425 absorption or natural gasoline, regardless of their classification or uses,
1426 (B) any liquid prepared, advertised, offered for sale or sold for use, or
1427 commonly and commercially used, as a fuel in internal combustion
1428 engines, which, when subjected to distillation in accordance with the
1429 standard method of test for distillation of gasoline, naphtha, kerosene
1430 and similar petroleum products by "American Society for Testing
1431 Materials Method D-86", shows not less than ten per cent distilled
1432 (recovered) below 347° Fahrenheit (175° Centigrade) and not less than
1433 ninety-five per cent distilled (recovered) below 464° Fahrenheit (240°
1434 Centigrade); provided the term "fuels" shall not include commercial
1435 solvents or naphthas which distill, by "American Society for Testing
1436 Materials Method D-86", not more than nine per cent at 176°
1437 Fahrenheit and which have a distillation range of 150° Fahrenheit, or
1438 less, or liquefied gases which would not exist as liquids at a
1439 temperature of 60° Fahrenheit and a pressure of 14.7 pounds per
1440 square inch absolute, and (C) any liquid commonly referred to as
1441 "gasohol" which is prepared, advertised, offered for sale or sold for
1442 use, or commonly and commercially used, as a fuel in internal
1443 combustion engines, consisting of a blend of gasoline and a minimum
1444 of ten per cent by volume of ethyl or methyl alcohol;

1445 [(34)] (33) "Garage" includes every place of business where motor
1446 vehicles are, for compensation, received for housing, storage or repair;

1447 [(35)] (34) "Gross vehicle weight rating" or "GVWR" means the value
1448 specified by the manufacturer as the maximum loaded weight of a
1449 single or a combination (articulated) vehicle. The GVWR of a
1450 combination (articulated) vehicle commonly referred to as the "gross
1451 combination weight rating" or GCWR is the GVWR of the power unit
1452 plus the GVWR of the towed unit or units;

1453 [(36)] (35) "Gross weight" means the light weight of a vehicle plus
1454 the weight of any load on the vehicle, provided, in the case of a tractor-
1455 trailer unit, "gross weight" means the light weight of the tractor plus
1456 the light weight of the trailer or semitrailer plus the weight of the load
1457 on the vehicle;

1458 [(37)] (36) "Hazardous materials" has the same meaning as in 49 CFR
1459 383.5;

1460 [(38)] (37) "Head lamp" means a lighting device affixed to the front
1461 of a motor vehicle projecting a high intensity beam which lights the
1462 road in front of the vehicle so that it can proceed safely during the
1463 hours of darkness;

1464 [(39)] (38) "High-mileage vehicle" means a motor vehicle having the
1465 following characteristics: (A) Not less than three wheels in contact with
1466 the ground; (B) a completely enclosed seat on which the driver sits; (C)
1467 a single or two cylinder, gasoline or diesel engine or an electric-
1468 powered engine; and (D) efficient fuel consumption;

1469 [(40)] (39) "Highway" includes any state or other public highway,
1470 road, street, avenue, alley, driveway, parkway or place, under the
1471 control of the state or any political subdivision of the state, dedicated,
1472 appropriated or opened to public travel or other use;

1473 [(41)] (40) "Imminent hazard" means the existence of a condition that
1474 presents a substantial likelihood that death, serious illness, severe
1475 personal injury or a substantial endangerment to health, property, or
1476 the environment may occur before the reasonably foreseeable
1477 completion date of a formal proceeding begun to lessen the risk of that

1478 death, illness, injury or endangerment;

1479 [(42)] (41) "Intersecting highway" includes any public highway
1480 which joins another at an angle whether or not it crosses the other;

1481 [(43)] (42) "Light weight" means the weight of an unloaded motor
1482 vehicle as ordinarily equipped and ready for use, exclusive of the
1483 weight of the operator of the motor vehicle;

1484 [(44)] (43) "Limited access highway" means a state highway so
1485 designated under the provisions of section 13b-27;

1486 [(45)] (44) "Local authorities" includes the board of aldermen,
1487 common council, chief of police, warden and burgesses, board of
1488 selectmen or other officials having authority for the enactment or
1489 enforcement of traffic regulations within their respective towns, cities
1490 or boroughs;

1491 [(46)] (45) "Maintenance vehicle" means any vehicle in use by the
1492 state or by any town, city, borough or district, any state bridge or
1493 parkway authority or any public service company, as defined in
1494 section 16-1, in the maintenance of public highways or bridges and
1495 facilities located within the limits of public highways or bridges;

1496 [(47)] (46) "Manufacturer" means (A) a person, whether a resident or
1497 nonresident, engaged in the business of constructing or assembling
1498 new motor vehicles of a type required to be registered by the
1499 commissioner, for operation upon any highway, except a utility trailer,
1500 which are offered for sale in this state, or (B) a person who distributes
1501 new motor vehicles to new car dealers licensed in this state;

1502 [(48)] (47) "Median divider" means an intervening space or physical
1503 barrier or clearly indicated dividing section separating traffic lanes
1504 provided for vehicles proceeding in opposite directions;

1505 [(49)] (48) "Modified antique motor vehicle" means a motor vehicle
1506 twenty years old or older which has been modified for safe road use,
1507 including, but not limited to, modifications to the drive train,

1508 suspension, braking system and safety or comfort apparatus;

1509 [(50)] (49) "Motor bus" includes any motor vehicle, except a taxicab,
1510 as defined in section 13b-95, operated in whole or in part on any street
1511 or highway in a manner affording a means of transportation by
1512 indiscriminately receiving or discharging passengers, or running on a
1513 regular route or over any portion of a regular route or between fixed
1514 termini;

1515 [(51)] (50) "Motor home" means a vehicular unit designed to provide
1516 living quarters and necessary amenities which are built into an integral
1517 part of, or permanently attached to, a truck or van chassis;

1518 [(52)] (51) "Motor-driven cycle" means any motorcycle, motor
1519 scooter, or bicycle with attached motor with a seat height of not less
1520 than twenty-six inches and a motor that produces five brake
1521 horsepower or less;

1522 [(53)] (52) "Motor vehicle" means any vehicle propelled or drawn by
1523 any nonmuscular power, except aircraft, motor boats, road rollers,
1524 baggage trucks used about railroad stations or other mass transit
1525 facilities, electric battery-operated wheel chairs when operated by
1526 physically handicapped persons at speeds not exceeding fifteen miles
1527 per hour, golf carts operated on highways solely for the purpose of
1528 crossing from one part of the golf course to another, golf-cart-type
1529 vehicles operated on roads or highways on the grounds of state
1530 institutions by state employees, agricultural tractors, farm implements,
1531 such vehicles as run only on rails or tracks, self-propelled snow plows,
1532 snow blowers and lawn mowers, when used for the purposes for
1533 which they were designed and operated at speeds not exceeding four
1534 miles per hour, whether or not the operator rides on or walks behind
1535 such equipment, motor-driven cycles as defined in section 14-286,
1536 special mobile equipment as defined in subsection (i) of section 14-165,
1537 mini-motorcycles, as defined in section 14-289j, and any other vehicle
1538 not suitable for operation on a highway;

1539 [(54)] (53) "Motorcycle" means a motor vehicle, with or without a

1540 side car, having not more than three wheels in contact with the ground
1541 and a saddle or seat on which the rider sits or a platform on which the
1542 rider stands, but does not include a motor-driven cycle, as defined in
1543 this section, or a vehicle having or designed to have a completely
1544 enclosed driver's seat and a motor which is not in the enclosed area;

1545 [(55)] (54) "National Driver Registry" or "NDR" means the licensing
1546 information system and database operated by the National Highway
1547 Traffic Safety Administration and established pursuant to the National
1548 Driver Registry Act of 1982, as amended;

1549 [(56)] (55) "New motor vehicle" means a motor vehicle, the equitable
1550 or legal title to which has never been transferred by a manufacturer,
1551 distributor or dealer to an ultimate consumer;

1552 [(57)] (56) "Nonresident" means any person whose legal residence is
1553 in a state other than Connecticut or in a foreign country;

1554 [(58)] (57) "Nonresident commercial driver's license" or "nonresident
1555 CDL" means a commercial driver's license issued by a state to an
1556 individual who resides in a foreign jurisdiction;

1557 [(59)] (58) "Nonskid device" means any device applied to the tires,
1558 wheels, axles or frame of a motor vehicle for the purpose of increasing
1559 the traction of the motor vehicle;

1560 [(60)] (59) "Number plate" means any sign or marker furnished by
1561 the commissioner on which is displayed the registration number
1562 assigned to a motor vehicle by the commissioner;

1563 [(61)] (60) "Officer" includes any constable, state marshal, inspector
1564 of motor vehicles, state policeman or other official authorized to make
1565 arrests or to serve process, provided the officer is in uniform or
1566 displays the officer's badge of office in a conspicuous place when
1567 making an arrest;

1568 [(62)] (61) "Operator" means any person who operates a motor
1569 vehicle or who steers or directs the course of a motor vehicle being

1570 towed by another motor vehicle and includes a driver as defined in
1571 subdivision ~~[(25)]~~ (24) of this section;

1572 ~~[(63)]~~ (62) "Out-of-service order" means an order (A) issued by a
1573 police officer, state policeman, or motor vehicle inspector under the
1574 authority of section 14-8, or by an authorized official of the United
1575 States Federal Motor Carrier Safety Administration pursuant to any
1576 provision of federal law, to prohibit a commercial motor vehicle from
1577 being operated on any highway, or to prohibit a driver from operating
1578 a commercial motor vehicle, or (B) issued by the Federal Motor Carrier
1579 Safety Administration, pursuant to any provision of federal law, to
1580 prohibit any motor carrier, as defined in Section 386.2 of Title 49 of the
1581 Code of Federal Regulations, from engaging in commercial motor
1582 vehicle operations;

1583 ~~[(64)]~~ (63) "Owner" means any person holding title to a motor
1584 vehicle, or having the legal right to register the same, including
1585 purchasers under conditional bills of sale;

1586 ~~[(65)]~~ (64) "Parked vehicle" means a motor vehicle in a stationary
1587 position within the limits of a public highway;

1588 ~~[(66)]~~ (65) "Passenger and commercial motor vehicle" means a motor
1589 vehicle used for private passenger and commercial purposes which is
1590 eligible for combination registration;

1591 ~~[(67)]~~ (66) "Passenger motor vehicle" means a motor vehicle used for
1592 the private transportation of persons and their personal belongings,
1593 designed to carry occupants in comfort and safety, with a capacity of
1594 carrying not more than ten passengers including the operator thereof;

1595 ~~[(68)]~~ (67) "Passenger registration" means the type of registration
1596 issued to a passenger motor vehicle unless a more specific type of
1597 registration is authorized and issued by the commissioner for such
1598 class of vehicle;

1599 ~~[(69)]~~ (68) "Person" includes any individual, corporation, limited

1600 liability company, association, copartnership, company, firm, business
1601 trust or other aggregation of individuals but does not include the state
1602 or any political subdivision thereof, unless the context clearly states or
1603 requires;

1604 [(70)] (69) "Pick-up truck" means a motor vehicle with an enclosed
1605 forward passenger compartment and an open rearward compartment
1606 used for the transportation of property;

1607 [(71)] (70) "Pneumatic tires" means tires inflated or inflatable with
1608 air;

1609 [(72)] (71) "Pole trailer" means a trailer which is (A) intended for
1610 transporting long or irregularly shaped loads such as poles, logs, pipes
1611 or structural members, which loads are capable of sustaining
1612 themselves as beams between supporting connections, and (B)
1613 designed to be drawn by a motor vehicle and attached or secured
1614 directly to the motor vehicle by any means including a reach, pole or
1615 boom;

1616 [(73)] (72) "Recreational vehicle" includes the camper, camp trailer
1617 and motor home classes of vehicles;

1618 [(74)] (73) "Registration" includes the certificate of motor vehicle
1619 registration and the number plate or plates used in connection with
1620 such registration;

1621 [(75)] (74) "Registration number" means the identifying number or
1622 letters, or both, assigned by the commissioner to a motor vehicle;

1623 [(76)] (75) "Resident", for the purpose of registering motor vehicles,
1624 includes any person who is a legal resident of this state, as the
1625 commissioner may presume from the fact that such person occupies a
1626 place of dwelling in this state for more than six months in a year, or
1627 any person, firm or corporation owning or leasing a motor vehicle
1628 used or operated in intrastate business in this state, or a firm or
1629 corporation having its principal office or place of business in this state;

1630 [(77)] (76) "School bus" means any school bus, as defined in section
1631 14-275, including a commercial motor vehicle used to transport
1632 preschool, elementary school or secondary school students from home
1633 to school, from school to home, or to and from school-sponsored
1634 events, but does not include a bus used as a common carrier;

1635 [(78)] (77) "Second" violation or "subsequent" violation means an
1636 offense committed not more than three years after the date of an arrest
1637 which resulted in a previous conviction for a violation of the same
1638 statutory provision, except in the case of a violation of section 14-215
1639 or 14-224 or subsection (a) of section 14-227a, "second" violation or
1640 "subsequent" violation means an offense committed not more than ten
1641 years after the date of an arrest which resulted in a previous conviction
1642 for a violation of the same statutory provision;

1643 [(79)] (78) "Semitrailer" means any trailer type vehicle designed and
1644 used in conjunction with a motor vehicle so that some part of its own
1645 weight and load rests on or is carried by another vehicle;

1646 [(80)] (79) "Serious traffic violation" means a conviction of any of the
1647 following offenses: (A) Excessive speeding, involving a single offense
1648 in which the speed is fifteen miles per hour or more above the posted
1649 speed limit, in violation of section 14-218a or 14-219; (B) reckless
1650 driving in violation of section 14-222; (C) following too closely in
1651 violation of section 14-240 or 14-240a; (D) improper or erratic lane
1652 changes, in violation of section 14-236; (E) driving a commercial motor
1653 vehicle without a valid commercial driver's license in violation of
1654 section 14-36a or 14-44a; (F) failure to carry a commercial driver's
1655 license in violation of section 14-44a; (G) failure to have the proper
1656 class of license or endorsement, or violation of a license restriction in
1657 violation of section 14-44a; or (H) arising in connection with an
1658 accident related to the operation of a commercial motor vehicle and
1659 which resulted in a fatality;

1660 [(81)] (80) "Service bus" includes any vehicle except a vanpool
1661 vehicle or a school bus designed and regularly used to carry ten or

1662 more passengers when used in private service for the transportation of
1663 persons without charge to the individual;

1664 [(82)] (81) "Service car" means any motor vehicle used by a
1665 manufacturer, dealer or repairer for emergency motor vehicle repairs
1666 on the highways of this state, for towing or for the transportation of
1667 necessary persons, tools and materials to and from the scene of such
1668 emergency repairs or towing;

1669 [(83)] (82) "Shoulder" means that portion of a highway immediately
1670 adjacent and contiguous to the travel lanes or main traveled portion of
1671 the roadway;

1672 [(84)] (83) "Solid tires" means tires of rubber, or other elastic material
1673 approved by the Commissioner of Transportation, which do not
1674 depend on confined air for the support of the load;

1675 [(85)] (84) "Spot lamp" or "spot light" means a lighting device
1676 projecting a high intensity beam, the direction of which can be readily
1677 controlled for special or emergency lighting as distinguished from
1678 ordinary road illumination;

1679 [(86)] (85) "State" means any state of the United States and the
1680 District of Columbia unless the context indicates a more specific
1681 reference to the state of Connecticut;

1682 [(87)] (86) "Stop" means complete cessation of movement;

1683 [(88)] (87) "Student" means any person under the age of twenty-one
1684 years who is attending a preprimary, primary or secondary school
1685 program of education;

1686 [(89)] (88) "Tail lamp" means a lighting device affixed to the rear of a
1687 motor vehicle showing a red light to the rear and indicating the
1688 presence of the motor vehicle when viewed from behind;

1689 [(90)] (89) "Tank vehicle" means any commercial motor vehicle
1690 designed to transport any liquid or gaseous material within a tank that

1691 is either permanently or temporarily attached to the vehicle or its
1692 chassis which shall include, but not be limited to, a cargo tank and
1693 portable tank, as defined in 49 CFR 383.5, as amended, provided it
1694 shall not include a portable tank with a rated capacity not to exceed
1695 one thousand gallons;

1696 [(91)] (90) "Tractor" or "truck tractor" means a motor vehicle
1697 designed and used for drawing a semitrailer;

1698 [(92)] (91) "Tractor-trailer unit" means a combination of a tractor and
1699 a trailer or a combination of a tractor and a semitrailer;

1700 [(93)] (92) "Trailer" means any rubber-tired vehicle without motive
1701 power drawn or propelled by a motor vehicle;

1702 [(94)] (93) "Truck" means a motor vehicle designed, used or
1703 maintained primarily for the transportation of property;

1704 [(95)] (94) "Ultimate consumer" means, with respect to a motor
1705 vehicle, the first person, other than a dealer, who in good faith
1706 purchases the motor vehicle for purposes other than resale;

1707 [(96)] (95) "United States" means the fifty states and the District of
1708 Columbia;

1709 [(97)] (96) "Used motor vehicle" includes any motor vehicle which
1710 has been previously separately registered by an ultimate consumer;

1711 [(98)] (97) "Utility trailer" means a trailer designed and used to
1712 transport personal property, materials or equipment, whether or not
1713 permanently affixed to the bed of the trailer;

1714 [(99)] (98) "Vanpool vehicle" includes all motor vehicles, the primary
1715 purpose of which is the daily transportation, on a prearranged
1716 nonprofit basis, of individuals between home and work, and which:
1717 (A) If owned by or leased to a person, or to an employee of the person,
1718 or to an employee of a local, state or federal government unit or agency
1719 located in Connecticut, are manufactured and equipped in such

1720 manner as to provide a seating capacity of at least seven but not more
1721 than fifteen individuals, or (B) if owned by or leased to a regional ride-
1722 sharing organization in the state recognized by the Commissioner of
1723 Transportation, are manufactured and equipped in such manner as to
1724 provide a seating capacity of at least six but not more than nineteen
1725 individuals;

1726 [(100)] (99) "Vehicle" includes any device suitable for the
1727 conveyance, drawing or other transportation of persons or property,
1728 whether operated on wheels, runners, a cushion of air or by any other
1729 means. The term does not include devices propelled or drawn by
1730 human power or devices used exclusively on tracks;

1731 [(101)] (100) "Vehicle identification number" or "VIN" means a series
1732 of Arabic numbers and Roman letters that is assigned to each new
1733 motor vehicle that is manufactured within or imported into the United
1734 States, in accordance with the provisions of 49 CFR 565, unless another
1735 sequence of numbers and letters has been assigned to a motor vehicle
1736 by the commissioner, in accordance with the provisions of section 14-
1737 149;

1738 [(102)] (101) "Wrecker" means a vehicle which is registered,
1739 designed, equipped and used for the purposes of towing or
1740 transporting wrecked or disabled motor vehicles for compensation or
1741 for related purposes by a person, firm or corporation licensed in
1742 accordance with the provisions of subpart (D) of part III of this chapter
1743 or a vehicle contracted for the consensual towing or transporting of
1744 one or more motor vehicles to or from a place of sale, purchase,
1745 salvage or repair.

1746 Sec. 38. Section 14-69 of the general statutes is repealed and the
1747 following is substituted in lieu thereof (*Effective July 1, 2010*):

1748 (a) No person shall engage in the business of conducting a drivers'
1749 school without being licensed [therefor] by the [commissioner]
1750 Commissioner of Motor Vehicles. [Application therefor] An
1751 application for a license shall be in writing and shall contain such

1752 information as the commissioner requires. Each applicant for a license
1753 shall be fingerprinted before such application is approved. The
1754 commissioner shall subject each applicant for a license or the renewal
1755 of a license to state and national criminal history records checks
1756 conducted in accordance with section 29-17a, and a check of the state
1757 child abuse and neglect registry established pursuant to section 17a-
1758 101k. If any such applicant has a criminal record or is listed on the
1759 state child abuse and neglect registry, the commissioner shall make a
1760 determination of whether to issue or renew a license to conduct a
1761 drivers' school in accordance with the standards and procedures set
1762 forth in section 14-44 and the regulations adopted pursuant to said
1763 section. If the application is approved, the applicant shall be granted a
1764 license upon the payment of a fee of three hundred fifty dollars and a
1765 deposit with the commissioner of cash or a bond of a surety company
1766 authorized to do business in this state, conditioned on the faithful
1767 performance by the applicant of any contract to furnish instruction, in
1768 either case in such amount as the commissioner may require, such cash
1769 or bond to be held by the commissioner to satisfy any execution issued
1770 against such school in a cause arising out of failure of such school to
1771 perform such contract. For each additional place of business of such
1772 school, the commissioner shall charge a fee of eighty-eight dollars. No
1773 license shall be required in the case of any board of education, or any
1774 public, private or parochial school, which conducts a course in driver
1775 education established in accordance with sections 14-36e and 14-36f. A
1776 license so issued shall be valid [during the calendar year] for one year.
1777 [The annual fee for renewal shall be the same amount and the same
1778 deposit of security shall be required.] The commissioner shall issue a
1779 license certificate or certificates to each licensee, one of which shall be
1780 displayed in each place of business of the licensee. In case of the loss,
1781 mutilation or destruction of a certificate, the commissioner shall issue a
1782 duplicate upon proof of the facts and the payment of a fee of twenty
1783 dollars.

1784 (b) The annual fee for the renewal of a license shall be three
1785 hundred fifty dollars and the annual renewal fee for each additional

1786 place of business shall be eighty-eight dollars. If the commissioner has
1787 not received a complete renewal application and all applicable renewal
1788 fees on or before the expiration date of an applicant's license, the
1789 commissioner shall charge such applicant, in addition to such renewal
1790 fees, a late fee of three hundred fifty dollars.

1791 Sec. 39. Section 14-73 of the general statutes is repealed and the
1792 following is substituted in lieu thereof (*Effective October 1, 2010*):

1793 (a) No person shall be employed by any such school licensee to give
1794 instruction in driving a motor vehicle unless such person is licensed to
1795 act as an instructor by the commissioner.

1796 (b) Application for an instructor's license shall be in writing and
1797 shall contain such information as the commissioner requires. [The]
1798 Each applicant for a license shall be fingerprinted and shall furnish
1799 evidence satisfactory to the commissioner that such applicant (1) is of
1800 good moral character considering such person's state and national
1801 criminal [record] history records checks conducted in accordance with
1802 section 29-17a, and record, if any, on the state child abuse and neglect
1803 registry established pursuant to section 17a-101k, [, as obtained and
1804 reviewed by the commissioner in accordance with the standards of
1805 section 14-44;] If any applicant for a license or the renewal of a license
1806 has a criminal record or is listed on the state child abuse and neglect
1807 registry, the commissioner shall make a determination of whether to
1808 issue or renew an instructor's license in accordance with the standards
1809 and procedures set forth in section 14-44 and the regulations adopted
1810 pursuant to said section; (2) has held a license to drive a motor vehicle
1811 for the past four consecutive years and has a driving record
1812 satisfactory to the commissioner, including no record of a conviction or
1813 administrative license suspension for a drug or alcohol-related offense
1814 during such four-year period; (3) has had a recent medical examination
1815 by a physician licensed to practice within the state and the physician
1816 certifies that the applicant is physically fit to operate a motor vehicle
1817 and instruct in driving; (4) has received a high school diploma or has
1818 an equivalent academic education; and (5) has completed an instructor

1819 training course of forty-five clock hours given by a school or agency
1820 approved by the commissioner, except that any such course given by
1821 an institution under the jurisdiction of the board of trustees of the
1822 Connecticut State University System [must] shall be approved by the
1823 commissioner and the State Board of Education. During the period of
1824 licensure, an instructor shall notify the commissioner, within forty-
1825 eight hours, of an arrest or conviction for a misdemeanor or felony, or
1826 an arrest, conviction or administrative license suspension for a drug or
1827 alcohol-related offense.

1828 (c) The commissioner may deny the application of any person for an
1829 instructor's license if he determines that the applicant has made a
1830 material false statement or concealed a material fact in connection with
1831 his application for the instructor's license.

1832 (d) The commissioner shall conduct such written, oral and practical
1833 examinations as he deems necessary to determine whether an
1834 applicant has sufficient skill in the operation of motor vehicles to
1835 ensure their safe operation, a satisfactory knowledge of the motor
1836 vehicle laws and the ability to impart such skill and knowledge to
1837 others. If the applicant successfully completes the examinations and
1838 meets all other requirements of this section, the commissioner shall
1839 [cause him to be fingerprinted and shall] issue [to him] an instructor's
1840 license to such applicant. The license shall be valid for use only in
1841 connection with the business of the drivers' school or schools listed on
1842 the license. If the applicant fails the examination, [he] such applicant
1843 may apply for reexamination after [three months have elapsed] one
1844 month. The license and the license renewal shall be valid for [the
1845 calendar] one year. [within which it is issued, and renewals shall be for
1846 succeeding calendar years.]

1847 (e) The licensee shall be reexamined periodically in accordance with
1848 standards specified in regulations adopted under section 14-78, as
1849 amended by this act. Persons licensed for the first time as instructors
1850 shall, in the three years following their initial licensure, attend
1851 seminars, annually, in traffic safety sponsored by the Department of

1852 Motor Vehicles or take an advanced instructor course of not less than
1853 forty-five clock hours in traffic safety [. The course shall have been]
1854 approved by the commissioner. Proof of compliance with the
1855 requirement for attendance at seminars or the taking of instruction
1856 shall be made before license renewals are issued. The seminars shall be
1857 self-sustaining.

1858 (f) The commissioner may establish, by regulations adopted in
1859 accordance with the provisions of chapter 54, standards and
1860 procedures for the training and licensing of master instructors who are
1861 qualified to train driving instructors. The provisions of subsection (b)
1862 of this section and section 14-74, as amended by this act, shall apply to
1863 master instructors.

1864 ~~[(f)]~~ (g) The fee for an instructor's license, or for any renewal thereof,
1865 shall be fifty dollars. The fee for a master instructor's license, or for any
1866 renewal thereof, shall be one hundred dollars. If the commissioner has
1867 not received a complete renewal application and fee on or before the
1868 expiration date of an applicant's license, such applicant shall be
1869 charged, in addition to the renewal fee, a late fee in an amount equal to
1870 the fee for such applicant's license.

1871 Sec. 40. Section 14-74 of the general statutes is repealed and the
1872 following is substituted in lieu thereof (*Effective from passage*):

1873 The commissioner may suspend, revoke or refuse to renew any
1874 instructor's license if: [(a)] (1) The licensee has made a material false
1875 statement or concealed a material fact in connection with his
1876 application for the license or any renewal thereof; [(b)] (2) the licensee
1877 has failed to comply with any of the provisions of [this] part IV of
1878 chapter 246 or any of the regulations [of] adopted by the
1879 commissioner, [establishing instructional standards of procedure,] in
1880 accordance with the provisions of chapter 54, pursuant to said part IV;
1881 or [(c)] (3) the licensee has been guilty of fraud or fraudulent practices
1882 in relation to securing for himself or another a license to drive a motor
1883 vehicle.

1884 Sec. 41. Section 14-78 of the general statutes is repealed and the
1885 following is substituted in lieu thereof (*Effective from passage*):

1886 The commissioner may adopt regulations, in accordance with
1887 chapter 54, for (1) the conduct of drivers' schools, including, but not
1888 limited to, requirements as to the inspection of the vehicles used by the
1889 drivers' schools in the conduct of their business, instructional
1890 standards and procedures, including instruction of not less than fifteen
1891 minutes concerning the responsibilities of an operator of a motor
1892 vehicle under subsection (b) of section 14-223 and the penalty for a
1893 violation of the provisions of said subsection (b), the posting of rates
1894 charged for instruction, and the general form in which records shall be
1895 kept concerning persons under instruction and those who have
1896 completed their course of instruction, and (2) the establishment of
1897 requirements for a person to receive a license as an instructor in
1898 accordance with section 14-73, as amended by this act. [The regulations
1899 shall require that the commissioner issue a license to any person who
1900 meets the requirements of section 14-73 to act as an instructor in a
1901 classroom only, and not as an instructor behind the wheel of a vehicle,
1902 provided (A) the person has sufficient experience, as specified in the
1903 regulations, either in public safety, including, but not limited to,
1904 experience as a police officer or firefighter, or as a teacher, and (B) the
1905 person completes instructor training, as specified in the regulations]
1906 On and after October 1, 2010, the commissioner shall not issue a license
1907 that is limited to classroom instruction. Any person who was issued
1908 such limited license prior to October 1, 2010, may maintain and renew
1909 such license.

1910 Sec. 42. Section 14-11c of the general statutes is repealed and the
1911 following is substituted in lieu thereof (*Effective from passage*):

1912 (a) There is established a Motor Carrier Advisory Council, which
1913 shall serve as a forum for representatives of the motor carrier industry
1914 to meet with representatives of various state agencies responsible for
1915 the oversight, enforcement and regulation of the commercial
1916 transportation industry. The council shall: (1) Make recommendations

1917 to eliminate the duplication of work among various state agencies; (2)
1918 make recommendations to promote uniformity of enforcement
1919 policies; (3) encourage the consolidation of the state's efforts to
1920 regulate and oversee the operation of commercial motor vehicles in the
1921 state by reviewing the feasibility of consolidating the issuing of the
1922 forms, decals, permits, registrations, licenses and approvals required
1923 for the operation of commercial motor vehicles in the state from a
1924 central location; (4) consider the intrastate and interstate effects of state
1925 policies on the ability of Connecticut motor carriers to compete with
1926 motor carriers based in other states; and (5) consider and make
1927 recommendations concerning any other matter deemed relevant by the
1928 council.

1929 (b) The Motor Carrier Advisory Council shall consist of the
1930 following voting members: The Commissioners of Transportation,
1931 Motor Vehicles, Public Safety, Revenue Services, Economic and
1932 Community Development and Environmental Protection, or their
1933 designees, and any other commissioner of a state agency, or such
1934 commissioner's designee, invited to participate. The Commissioner of
1935 Motor Vehicles or the commissioner's designee shall organize and
1936 serve as chairperson of the council. The council shall only make
1937 recommendations or take actions by a unanimous vote of all members
1938 present and voting. The council may make recommendations as the
1939 council deems appropriate to the United States Congress, the Governor
1940 or the General Assembly.

1941 (c) The chairperson of the council shall convene a regular meeting
1942 semiannually, for the following purposes: (1) ~~[Prior to]~~ After the
1943 commencement of each regular session of the General Assembly, the
1944 council shall meet concerning legislative proposals of the various state
1945 agencies and the representatives of the motor carrier industry; and (2)
1946 after the close of each regular session of the General Assembly, the
1947 council shall meet concerning the impacts and implementation of any
1948 legislation affecting the motor carrier industry. Additional meetings
1949 may be convened at the call of the chairperson.

1950 (d) The council shall solicit input from representatives of motor-
1951 carrier-related industries. Such representatives shall include, but not be
1952 limited to, the Connecticut Motor Transport Association, the
1953 Connecticut Construction Industries Association, the Connecticut Bus
1954 Association, the Connecticut Food Store Association and the
1955 Connecticut School Transportation Association.

1956 Sec. 43. Subsection (a) of section 14-67l of the 2010 supplement to the
1957 general statutes is repealed and the following is substituted in lieu
1958 thereof (*Effective from passage*):

1959 (a) Upon receiving such certificate of approval, each applicant for a
1960 motor vehicle recycler's license shall present such certificate to the
1961 Commissioner of Motor Vehicles, together with a fee of two hundred
1962 eighty dollars for the examination of the location or proposed location
1963 of each such motor vehicle recycler's yard or business, and shall pay a
1964 license fee of seven hundred five dollars to said commissioner for each
1965 motor vehicle recycler's yard or business. Except as provided in
1966 subsection (b) of this section, upon receipt of such certificate of
1967 approval, the payment of the required license fee and observance of
1968 regulations required, a license shall be issued by the commissioner
1969 provided, however, the commissioner may refuse to grant a license to
1970 a person, firm or corporation to engage in the business of operating a
1971 motor vehicle recycler's yard if the applicant for such business license
1972 or an officer or major stockholder, if the applicant is a firm or
1973 corporation, has been convicted of a violation of any provision of laws
1974 pertaining to the business of a motor vehicle dealer or repairer,
1975 including a motor vehicle recycler, in the courts of the United States or
1976 of this state or any state of the United States, in accordance with the
1977 hearing requirements provided for in section 14-67p. Any license may
1978 be renewed on a biennial basis upon payment of a fee of seven
1979 hundred dollars. Each such licensee shall, instead of registering each
1980 motor vehicle owned by him, make application to the commissioner
1981 for a general distinguishing number and mark, and the commissioner
1982 may issue to the applicant a certificate of registration containing the
1983 distinguishing number and mark assigned to such licensee and,

1984 thereupon, each motor vehicle owned by such licensee shall be
1985 regarded as registered under such general distinguishing number and
1986 mark. No licensee may be issued more than three registrations under a
1987 general distinguishing number and mark in a year, unless he makes
1988 application for an additional registration to the commissioner, in such
1989 form and containing such information as he may require to
1990 substantiate such request. The commissioner may issue to each such
1991 licensee such additional registrations as he deems necessary. The
1992 licensee shall issue to each person driving such motor vehicle a
1993 document indicating that such person is validly entrusted with the
1994 vehicle, which document shall be carried in the motor vehicle. The
1995 commissioner shall determine the form and contents of this document.
1996 For the registration of each motor [~~vehicles~~] vehicle under a general
1997 distinguishing number and mark, the commissioner shall charge a fee
1998 at the rate of seventy dollars per year. [for each number plate
1999 furnished.] Such licensee shall furnish financial responsibility
2000 satisfactory to the commissioner as defined in section 14-112. Such
2001 number plates may be used as provided for under section 14-67n.

2002 Sec. 44. Section 14-110 of the general statutes is repealed and the
2003 following is substituted in lieu thereof (*Effective July 1, 2010*):

2004 (a) The commissioner, each deputy commissioner or an assistant
2005 designated by the commissioner, in the performance of his duties, may
2006 administer oaths and take testimony, cause depositions to be taken and
2007 order the production of books, papers and documents and issue
2008 subpoenas. If any person disobeys such process or, having appeared in
2009 obedience thereto, refuses to answer any pertinent question put to him
2010 by the commissioner or any such deputy or assistant or to produce any
2011 books, papers or documents pursuant thereto, the commissioner may
2012 apply to the superior court for the judicial district of Hartford, or to
2013 any judge thereof if said court is not in session, setting forth such
2014 disobedience to process or refusal to answer, and said court or such
2015 judge shall cite such person to appear to answer such question or to
2016 produce such books, papers or documents, and, upon his refusal to do
2017 so, shall commit him to a community correctional center until he

2018 testifies, but not for longer than sixty days. Any person who swears or
2019 affirms falsely in regard to any matter respecting which an oath or
2020 affirmation is required by this chapter or by the commissioner shall be
2021 guilty of perjury or false statement, as the case may be. No person shall
2022 wilfully make any false report in regard to any matter respecting
2023 which a written report or statement is required by this chapter. Any
2024 person who violates any provision of this section shall be subject to the
2025 penalties provided for perjury or false statement, as the case may be.

2026 (b) Whenever a carrier, as defined in section 14-212, or a person
2027 acting on behalf of a carrier, files with the Commissioner of Motor
2028 Vehicles, under the penalty of false statement, a report or other
2029 document that contains representations relating to the maintenance,
2030 repair or use of a school bus or motor vehicle used to transport
2031 students, and such report or other document contains one or more
2032 representations that are false, the carrier shall be subject to a civil
2033 penalty of not more than two thousand five hundred dollars for each
2034 representation that is false.

2035 Sec. 45. Subsection (g) of section 14-227a of the 2010 supplement to
2036 the general statutes is repealed and the following is substituted in lieu
2037 thereof (*Effective October 1, 2010*):

2038 (g) Any person who violates any provision of subsection (a) of this
2039 section shall: (1) For conviction of a first violation, (A) be fined not less
2040 than five hundred dollars or more than one thousand dollars, and (B)
2041 be (i) imprisoned not more than six months, forty-eight consecutive
2042 hours of which may not be suspended or reduced in any manner, or
2043 (ii) imprisoned not more than six months, with the execution of such
2044 sentence of imprisonment suspended entirely and a period of
2045 probation imposed requiring as a condition of such probation that
2046 such person perform one hundred hours of community service, as
2047 defined in section 14-227e, and (C) have such person's motor vehicle
2048 operator's license or nonresident operating privilege suspended for
2049 one year; (2) for conviction of a second violation within ten years after
2050 a prior conviction for the same offense, (A) be fined not less than one

2051 thousand dollars or more than four thousand dollars, (B) be
2052 imprisoned not more than two years, one hundred twenty consecutive
2053 days of which may not be suspended or reduced in any manner, and
2054 sentenced to a period of probation requiring as a condition of such
2055 probation that such person perform one hundred hours of community
2056 service, as defined in section 14-227e, and (C) (i) if such person is
2057 under twenty-one years of age at the time of the offense, have such
2058 person's motor vehicle operator's license or nonresident operating
2059 privilege suspended for three years or until the date of such person's
2060 twenty-first birthday, whichever is longer, and be prohibited for the
2061 two-year period following completion of such period of suspension
2062 from operating a motor vehicle unless such motor vehicle is equipped
2063 with a functioning, approved ignition interlock device, as defined in
2064 section 14-227j, or (ii) if such person [has been convicted of a violation
2065 of subdivision (1) of subsection (a) of this section on account of being
2066 under the influence of intoxicating liquor or of subdivision (2) of
2067 subsection (a) of this section] is twenty-one years of age or older at the
2068 time of the offense, have such person's motor vehicle operator's license
2069 or nonresident operating privilege suspended for one year and be
2070 prohibited for the two-year period following completion of such
2071 period of suspension from operating a motor vehicle unless such
2072 motor vehicle is equipped with a functioning, approved ignition
2073 interlock device, as defined in section 14-227j; and (3) for conviction of
2074 a third and subsequent violation within ten years after a prior
2075 conviction for the same offense, (A) be fined not less than two
2076 thousand dollars or more than eight thousand dollars, (B) be
2077 imprisoned not more than three years, one year of which may not be
2078 suspended or reduced in any manner, and sentenced to a period of
2079 probation requiring as a condition of such probation that such person
2080 perform one hundred hours of community service, as defined in
2081 section 14-227e, and (C) have such person's motor vehicle operator's
2082 license or nonresident operating privilege permanently revoked upon
2083 such third offense. For purposes of the imposition of penalties for a
2084 second or third and subsequent offense pursuant to this subsection, a
2085 conviction under the provisions of subsection (a) of this section in

2086 effect on October 1, 1981, or as amended thereafter, a conviction under
2087 the provisions of either subdivision (1) or (2) of subsection (a) of this
2088 section, a conviction under the provisions of section 53a-56b or 53a-60d
2089 or a conviction in any other state of any offense the essential elements
2090 of which are determined by the court to be substantially the same as
2091 subdivision (1) or (2) of subsection (a) of this section or section 53a-56b
2092 or 53a-60d, shall constitute a prior conviction for the same offense.

2093 Sec. 46. Subsection (i) of section 14-227a of the 2010 supplement to
2094 the general statutes is repealed and the following is substituted in lieu
2095 thereof (*Effective October 1, 2010*):

2096 (i) (1) The Commissioner of Motor Vehicles shall permit a person
2097 whose license has been suspended in accordance with the provisions
2098 of subparagraph (C)(i) or (C)(ii) of subdivision (2) of subsection (g) of
2099 this section, as amended by this act, to operate a motor vehicle if (A)
2100 such person has served [not less than one year of such suspension] the
2101 suspension required under said subparagraph (C)(i) or (C)(ii), and (B)
2102 such person has installed an approved ignition interlock device in each
2103 motor vehicle owned or to be operated by such person. Except as
2104 provided in sections 53a-56b and 53a-60d, no person whose license is
2105 suspended by the commissioner for any other reason shall be eligible
2106 to operate a motor vehicle equipped with an approved ignition
2107 interlock device. (2) All costs of installing and maintaining an ignition
2108 interlock device shall be borne by the person required to install such
2109 device. (3) The commissioner shall adopt regulations, in accordance
2110 with the provisions of chapter 54, to implement the provisions of this
2111 subsection. The regulations shall establish procedures for the approval
2112 of ignition interlock devices, for the proper calibration and
2113 maintenance of such devices and for the installation of such devices by
2114 any firm approved and authorized by the commissioner. (4) The
2115 provisions of this subsection shall not be construed to authorize the
2116 continued operation of a motor vehicle equipped with an ignition
2117 interlock device by any person whose operator's license or nonresident
2118 operating privilege is withdrawn, suspended or revoked for any other
2119 reason. (5) The provisions of this subsection shall apply to any person

2120 whose license has been suspended in accordance with the provisions
2121 of subparagraph (C)(i) or (C)(ii) of subdivision (2) of subsection (g) of
2122 this section, as amended by this act, on or after September 1, 2003. (6)
2123 Whenever a person is permitted by the commissioner under this
2124 subsection to operate a motor vehicle if such person has installed an
2125 approved ignition interlock device in each motor vehicle owned or to
2126 be operated by such person, the commissioner shall indicate in the
2127 electronic record maintained by the commissioner pertaining to such
2128 person's operator's license or driving history that such person is
2129 restricted to operating a motor vehicle that is equipped with an
2130 ignition interlock device and the duration of such restriction, and shall
2131 ensure that such electronic record is accessible by law enforcement
2132 officers.

2133 Sec. 47. Section 14-275c of the general statutes is repealed and the
2134 following is substituted in lieu thereof (*Effective July 1, 2010*):

2135 (a) The Commissioner of Motor Vehicles may, in accordance with
2136 the provisions of chapter 54, make, alter or repeal regulations
2137 governing the inspection, registration, operation and maintenance of
2138 school buses and the licensing of the operators of such vehicles. Such
2139 regulations shall incorporate the requirements of 49 CFR 383.123
2140 regarding the qualifications of each applicant for an endorsement to
2141 operate a school bus, issued in accordance with the provisions of
2142 section 14-44.

2143 (b) The commissioner shall adopt regulations, in accordance with
2144 the provisions of chapter 54, governing (1) the inspection, registration,
2145 operation and maintenance of motor vehicles used by any carrier to
2146 transport [children requiring special education] students, and (2) the
2147 licensing of operators of such vehicles. A person who has attained the
2148 age of seventy shall be allowed to hold a license endorsement for the
2149 purpose of operating a motor vehicle to transport children requiring
2150 special education provided [he] such person meets the minimum
2151 physical requirements set by the commissioner and agrees to submit to
2152 a physical examination at least twice a year or when requested to do so

2153 by the superintendent of the school system in which [he] such person
2154 intends to operate such vehicle.

2155 (c) Any person who violates [any] a provision of any regulation
2156 adopted pursuant to this section shall, for a first offense, be deemed to
2157 have committed an infraction, and for each subsequent offense shall be
2158 fined not less than one hundred dollars nor more than five hundred
2159 dollars.

2160 (d) Any carrier that violates a provision of any regulation adopted
2161 pursuant to this section with respect to the following shall be subject to
2162 a civil penalty of not more than twenty-five hundred dollars for each
2163 violation or each occurrence: (1) Failure to inspect, maintain or repair a
2164 school bus or motor vehicle used to transport students, on a schedule
2165 established by the commissioner; (2) failure to make, retain or make
2166 available for inspection by the department any record required by such
2167 regulations to be made, retained or made available for inspection; (3)
2168 refusal to allow the department to inspect any school bus or motor
2169 vehicle used to transport students; (4) removal of an out-of-service
2170 sticker placed on any such school bus or motor vehicle before repairs
2171 to such vehicle have been satisfactorily completed; (5) failure to inspect
2172 or repair a vehicle defect reported by a driver on a driver's vehicle
2173 inspection report; and (6) failure to require a driver to prepare and
2174 submit a driver's vehicle inspection report for each such school bus or
2175 motor vehicle operated by such driver.

2176 Sec. 48. (NEW) (*Effective July 1, 2010*) If the Commissioner of Motor
2177 Vehicles receives notification from the United States Postal Service that
2178 a person who holds (1) a license for the operation of a motor vehicle,
2179 (2) an identity card issued under section 1-1h of the general statutes, or
2180 (3) a certificate of registration for a motor vehicle, snowmobile or
2181 vessel, has changed his or her address on file with the United States
2182 Postal Service, and the commissioner determines that such person has
2183 not notified the commissioner of such change of address in accordance
2184 with sections 14-17a, 14-45 and 15-146 of the general statutes, the
2185 commissioner may send any mail concerning such person's operator's

2186 license, identity card or certificate of registration for such motor
2187 vehicle, snowmobile or vessel to the address on file with the United
2188 States Postal Service and may change such person's motor vehicle
2189 records to reflect such address.

2190 Sec. 49. (NEW) (*Effective July 1, 2010*) (a) No employee of a
2191 municipal police department or the Division of State Police within the
2192 Department of Public Safety shall refuse to collect the fingerprints of a
2193 person requesting such fingerprinting for the purposes of a criminal
2194 history records check in accordance with section 29-17a of the general
2195 statutes, or other noncriminal purposes, provided (1) such employee's
2196 duties include fingerprint collection, and (2) the person requesting
2197 such fingerprinting works or resides in the municipality where such
2198 department or division is located.

2199 (b) The provisions of this section shall not be construed to prohibit a
2200 municipality from establishing a limited period of hours during which
2201 such fingerprints may be collected.

2202 (c) A municipality may charge a reasonable fee for collecting
2203 fingerprints under this section. If a municipality submits fingerprints
2204 electronically to the Department of Public Safety, such municipality
2205 shall charge the person from whom the fingerprints were collected all
2206 applicable state or federal fees and shall forward such fees, monthly, to
2207 said department.

2208 Sec. 50. Subsection (g) of section 14-44e of the 2010 supplement to
2209 the general statutes is repealed and the following is substituted in lieu
2210 thereof (*Effective October 1, 2010*):

2211 (g) The commissioner may issue a commercial driver's instruction
2212 permit to any person who holds a valid operator's license. Said permit
2213 may be issued for a period not exceeding six months, and may be
2214 reissued or renewed, until June 30, 2011, for periods not exceeding six
2215 months. On and after July 1, 2011, only one renewal or reissuance may
2216 be granted within a two-year period. The holder of a commercial
2217 driver's instruction permit [,] may, unless otherwise disqualified or

2218 suspended, drive a commercial motor vehicle if such holder is
2219 accompanied by the holder of a commercial driver's license of the
2220 appropriate class and bearing endorsements for the type of vehicle
2221 being driven who occupies a seat beside the individual for the purpose
2222 of giving instruction in driving the commercial motor vehicle.

2223 Sec. 51. Subsection (a) of section 53a-167a of the general statutes is
2224 repealed and the following is substituted in lieu thereof (*Effective*
2225 *October 1, 2010*):

2226 (a) A person is guilty of interfering with an officer when such
2227 person obstructs, resists, hinders or endangers any peace officer,
2228 special policeman appointed under section 29-18b, Department of
2229 Motor Vehicles inspector appointed under section 14-8 and certified
2230 pursuant to section 7-294d, or firefighter in the performance of such
2231 peace officer's, special policeman's, motor vehicle inspector's or
2232 firefighter's duties.

2233 Sec. 52. Subsection (a) of section 53a-167b of the general statutes is
2234 repealed and the following is substituted in lieu thereof (*Effective*
2235 *October 1, 2010*):

2236 (a) A person is guilty of failure to assist a peace officer, special
2237 policeman, motor vehicle inspector, or firefighter when, commanded
2238 by a peace officer, special policeman appointed under section 29-18b,
2239 or Department of Motor Vehicles inspector appointed under section
2240 14-8 and certified pursuant to section 7-294d, or firefighter authorized
2241 to command assistance, such person refuses to assist such peace
2242 officer, special policeman, motor vehicle inspector or firefighter in the
2243 execution of such peace officer's, special policeman's, motor vehicle
2244 inspector's or firefighter's duties.

2245 Sec. 53. Subsection (b) of section 13a-80i of the 2010 supplement to
2246 the general statutes is repealed and the following is substituted in lieu
2247 thereof (*Effective October 1, 2010*):

2248 (b) On or before January 1, 2010, the Commissioner of Public Works,

2249 or said commissioner's designee, the Commissioner of [the
2250 Department of] Environmental Protection, or said commissioner's
2251 designee, and the Secretary of the Office of Policy and Management, or
2252 said secretary's designee, in conjunction with the State Properties
2253 Review Board, shall serve as mediators for the purpose of conducting
2254 mediations pursuant to this section. All persons serving as mediators
2255 shall have mediation training and experience in real estate transactions
2256 and real estate valuation.

2257 Sec. 54. Subsection (f) of section 13a-80i of the 2010 supplement to
2258 the general statutes is repealed and the following is substituted in lieu
2259 thereof (*Effective October 1, 2010*):

2260 (f) If the agreement is approved, the eligible owner shall have fifteen
2261 days in which to sign a purchase agreement for the purchase of the
2262 property from the state. If the agreement is disapproved or if no
2263 purchase agreement is signed by the eligible owner within fifteen days
2264 following the expiration of the comment period, the state shall dispose
2265 of the property as provided in [subsection (e) of] section 13a-80.

2266 Sec. 55. Subsection (a) of section 13b-96 of the 2010 supplement to
2267 the general statutes is repealed and the following is substituted in lieu
2268 thereof (*Effective October 1, 2010*):

2269 (a) Each person, association, limited liability company or
2270 corporation owning or operating a taxicab is declared a common
2271 carrier and subject to the jurisdiction of the Department of
2272 Transportation. The Commissioner of Transportation is authorized to
2273 prescribe adequate service and reasonable rates and charges. The
2274 commissioner may adopt regulations, in accordance with chapter 54,
2275 for the purpose of establishing fares, service, operation and equipment
2276 as it deems necessary for the convenience, protection and safety of
2277 passengers and the public.

2278 Sec. 56. Section 14-37b of the 2010 supplement to the general statutes
2279 is repealed and the following is substituted in lieu thereof (*Effective*
2280 *October 1, 2010*):

2281 Any applicant for a motor vehicle operator's license who has not
2282 previously held a Connecticut motor vehicle operator's license and
2283 who does not hold a valid motor vehicle operator's license issued by
2284 any other state, by any territory or possession of the United States, or
2285 by any foreign country with which the Commissioner of Motor
2286 Vehicles has an agreement for reciprocal recognition of driver training
2287 requirements, shall be subject to the requirements of subdivision (3) of
2288 subsection (e) of section 14-36 and shall be required to present to the
2289 Commissioner of Motor Vehicles a certificate of the successful
2290 completion of a course of not less than eight hours relative to safe
2291 driving practices, including a minimum of four hours on the nature
2292 and the medical, biological and physiological effects of alcohol and
2293 drugs and their impact on the operator of a motor vehicle, the dangers
2294 associated with the operation of a motor vehicle after the consumption
2295 of alcohol or drugs by the operator, the problems of alcohol and drug
2296 abuse and the penalties for alcohol and drug-related motor vehicle
2297 violations. The commissioner may adopt regulations, in accordance
2298 with the provisions of chapter 54, establishing standards for
2299 commercial [driver's] drivers' schools that are licensed in accordance
2300 with the provisions of section 14-69 to offer and conduct the course of
2301 instruction required by this section.

2302 Sec. 57. Subsection (a) of section 14-44 of the 2010 supplement to the
2303 general statutes is repealed and the following is substituted in lieu
2304 thereof (*Effective October 1, 2010*):

2305 (a) (1) No person shall operate a commercial motor vehicle used for
2306 passenger transportation on any public highway of this state until such
2307 person has obtained a commercial driver's license with a passenger
2308 endorsement from the commissioner, except a nonresident who holds
2309 such license with such endorsement issued by another state. (2) No
2310 person shall operate a school bus until such person has obtained a
2311 commercial driver's license with a school bus endorsement, except that
2312 a person who holds such a license without such endorsements may
2313 operate a school bus without passengers for the purpose of road
2314 testing or moving the vehicle. (3) No person shall operate a student

2315 transportation vehicle, as defined in section 14-212, activity vehicle,
2316 taxicab, motor vehicle in livery service, motor bus or service bus until
2317 such person has obtained an operator's license bearing an endorsement
2318 of the appropriate type from the commissioner issued in accordance
2319 with the provisions of this section and section 14-36a, except that a
2320 person who holds an operator's license without such endorsement may
2321 operate any such vehicle without passengers for the purpose of road
2322 testing or moving the vehicle. (4) No person shall operate a student
2323 transportation vehicle, as defined in section 14-212, or activity vehicle
2324 until such person has obtained an operator's license bearing an
2325 endorsement of the appropriate type from the commissioner issued in
2326 accordance with the provisions of this section and section 14-36a.

2327 Sec. 58. Section 14-45 of the 2010 supplement to the general statutes
2328 is repealed and the following is substituted in lieu thereof (*Effective*
2329 *October 1, 2010*):

2330 (a) A person holding (1) a license for the operation of a motor
2331 vehicle, issued by the Commissioner of Motor Vehicles in accordance
2332 with section 14-36, or (2) an identity card, issued by said commissioner
2333 in accordance with section 1-1h, shall notify the commissioner within
2334 forty-eight hours of any change of such person's address. The
2335 notification shall include such person's old address and new address.

2336 (b) In IV-D support cases, as defined in subdivision (14) of
2337 subsection (b) of section 46b-231, upon written notification by the
2338 Department of Social Services that the address listed for the holder of a
2339 motor vehicle operator's license [.] or the holder of an identity card is
2340 incorrect, the Commissioner of Motor Vehicles shall notify the operator
2341 that the correct address must be furnished to the department. The
2342 commissioner shall refuse to issue or renew a motor vehicle operator's
2343 license if the address furnished by the applicant is determined to be
2344 incorrect. The department shall notify the Department of Social
2345 Services of the current address of holders of motor vehicle operator's
2346 licenses when a change of address is reported.

2347 (c) Failure of the holder of a motor vehicle operator's license or
2348 identity card to give the notice required by this section shall be an
2349 infraction.

2350 Sec. 59. Subsection (d) of section 14-58 of the 2010 supplement to the
2351 general statutes is repealed and the following is substituted in lieu
2352 thereof (*Effective October 1, 2010*):

2353 (d) Each licensee that was issued a general distinguishing number
2354 plate or plates by the commissioner in accordance with the provisions
2355 of this section or section 14-59, and that no longer holds a valid license
2356 due to failure to renew the license, surrender of the license or
2357 revocation of the license by the commissioner for a violation of any
2358 provision of [this subchapter] subpart (D) of chapter 246, shall account
2359 for and immediately return such number plate or plates to the
2360 department, or shall immediately surrender such number plate or
2361 plates to a motor vehicle inspector or other authorized agent or
2362 employee of said department. All such number plates shall be void, as
2363 of the date of termination of the license, and shall not be used as a
2364 registration to operate any motor vehicle on any highway.

2365 Sec. 60. Section 14-66c of the 2010 supplement to the general statutes
2366 is repealed and the following is substituted in lieu thereof (*Effective*
2367 *October 1, 2010*):

2368 (a) As used in this section, "motorized personal property" includes
2369 mini-motorcycles, dirt bikes, snowmobiles, or other types of motorized
2370 personal property.

2371 (b) If any motorized personal property is towed or otherwise
2372 removed by a wrecker licensed under section 14-66, as amended by
2373 this act, at the direction of an officer attached to an organized police
2374 department or an owner of real property where such personal
2375 property has been abandoned, such property shall be taken to and
2376 stored in a suitable place. Within forty-eight hours following the time
2377 that such property is taken into custody, the licensee or operator of the
2378 wrecker shall give written notice by certified mail to the owner, if

2379 known, (1) that such property has been taken and stored, and (2) of the
2380 location of such property. Such licensee or operator shall have a lien
2381 upon the same for towing or removal charges and storage charges. If
2382 such owner does not claim such property, or if the owner of such
2383 property is not known, the licensee or operator of the wrecker may sell
2384 or dispose of such property after thirty days, subject to any provision
2385 of the general statutes, or any regulation adopted thereunder,
2386 concerning the sale or disposal of such property.

2387 (c) Any person who violates any provision of this section shall, for a
2388 first offense, be deemed to have committed an infraction and be fined
2389 not less than thirty-five dollars nor more than fifty dollars, and, for
2390 each subsequent offense, shall be fined not less than fifty dollars nor
2391 more than one hundred dollars or imprisoned not more than thirty
2392 days or be both fined and imprisoned.

2393 Sec. 61. Section 14-66 of the general statutes is repealed and the
2394 following is substituted in lieu thereof (*Effective October 1, 2010*):

2395 (a) (1) No person, firm or corporation shall engage in the business of
2396 operating a wrecker for the purpose of towing or transporting [for
2397 compensation] motor vehicles, including motor vehicles which are
2398 disabled, inoperative or wrecked or are being removed in accordance
2399 with the provisions of section 14-145, 14-150 or 14-307, unless such
2400 person, firm or corporation is a motor vehicle dealer or repairer
2401 licensed under the provisions of subpart (D) of [this] part III of chapter
2402 246. (2) The commissioner shall establish and publish a schedule of
2403 uniform rates and charges for the nonconsensual towing and
2404 transporting of motor vehicles and for the storage of motor vehicles
2405 which shall be just and reasonable. Upon petition of any person, firm
2406 or corporation licensed in accordance with the provisions of this
2407 section, but not more frequently than once every two years, the
2408 commissioner shall reconsider the established rates and charges and
2409 shall amend such rates and charges if the commissioner, after
2410 consideration of the factors stated in this subdivision, determines that
2411 such rates and charges are no longer just and reasonable. In

2412 establishing and amending such rates and charges, the commissioner
2413 may consider factors, including, but not limited to, the Consumer Price
2414 Index, rates set by other jurisdictions, charges for towing and
2415 transporting services provided pursuant to a contract with an
2416 automobile club or automobile association licensed under the
2417 provisions of section 14-67 and rates published in standard service
2418 manuals. The commissioner shall hold a public hearing for the purpose
2419 of obtaining additional information concerning such rates and charges.
2420 (3) With respect to the nonconsensual towing or transporting and the
2421 storage of motor vehicles, no such person, firm or corporation shall
2422 charge more than the rates and charges published by the
2423 commissioner. Any person aggrieved by any action of the
2424 commissioner under the provisions of this section may take an appeal
2425 therefrom in accordance with section 4-183, except venue for such
2426 appeal shall be in the judicial district of New Britain.

2427 (b) The commissioner, [by himself] or an inspector authorized by
2428 [such] the commissioner, shall examine each wrecker, including its
2429 number, equipment and identification, and [ascertain] shall determine
2430 the mechanical condition of such wrecker and [ascertain] whether or
2431 not it is properly equipped to do the work intended. [Such] A wrecker
2432 shall be deemed properly equipped if [it has installed thereon] there
2433 are two flashing yellow lights [so] installed and mounted on [the
2434 vehicle as to] such wrecker that (1) show in all directions at all times,
2435 and [which shall] (2) indicate the full width of [said vehicle] such
2436 wrecker. Such lights shall be mounted not less than eight feet above
2437 the road surface and as [near] close to the back of the cab of such
2438 [vehicle] wrecker as practicable. Such lights shall be in operation
2439 [whenever] when such wrecker is towing a [disabled] vehicle [is being
2440 towed by such wrecker] and when such wrecker is at the scene of an
2441 accident or the location of a disabled motor vehicle. In addition,
2442 [thereto] each wrecker shall be equipped with a spot light [so]
2443 mounted so that [the] its beam of light [can be shown in all directions]
2444 is directed toward the hoisting equipment in the rear of such wrecker.
2445 The hoisting equipment of each wrecker shall be of sufficient capacity

2446 to perform the service intended and shall be securely mounted to the
2447 frame of such vehicle. A fire extinguisher shall be carried at all times
2448 on each wrecker which shall be in proper working condition, mounted
2449 in a permanent bracket on each wrecker and have a minimum rating of
2450 eight bc. A set of three flares in operating condition shall be carried at
2451 all times on each wrecker and shall be used between the periods of
2452 one-half hour after sunset and one-half hour before sunrise when the
2453 wrecker is parked on a highway while making emergency repairs or
2454 preparing to pick up a disabled vehicle to remove it from a highway or
2455 adjoining property. No registrant or operator of any wrecker shall offer
2456 to give any gratuities or inducements of any kind to any police officer
2457 or other person in order to obtain towing business or
2458 recommendations for towing or storage of, or estimating repairs to,
2459 disabled vehicles. No licensee shall require the owner to sign a contract
2460 for the repair of [his] such owner's damaged vehicle as part of the
2461 towing consideration or to sign an order for the repair of, or
2462 authorization for estimate until the tow job has been completed. No
2463 licensee shall tow a vehicle in such a negligent manner as to cause
2464 further damage to the vehicle being towed.

2465 (c) Each wrecker used for towing or transporting [disabled or
2466 wrecked] motor vehicles [for compensation] shall be registered as a
2467 wrecker by the commissioner for a fee of one hundred twenty-five
2468 dollars. Each such registration shall be renewed biennially according to
2469 renewal schedules established by the commissioner so as to effect
2470 staggered renewal of all such registrations. If the adoption of a
2471 staggered system results in the expiration of any registration more or
2472 less than two years from its issuance, the commissioner may charge a
2473 prorated amount for such registration fee.

2474 (d) An owner of a wrecker may apply to the commissioner for a
2475 general distinguishing number and number plate for the purpose of
2476 displaying such number plate on a motor vehicle temporarily in the
2477 custody of such owner and being towed or transported by such owner.
2478 The commissioner shall issue such number and number plate to an
2479 owner of a wrecker (1) who has complied with the requirements of this

2480 section, and (2) whose wrecker is equipped in accordance with
2481 subsection (b) of this section. The commissioner shall charge a fee to
2482 cover the cost of issuance and renewal of such number plates.

2483 (e) With respect to the nonconsensual towing or transporting of a
2484 motor vehicle, no licensee may tow or transport a vehicle to the
2485 premises of any person, firm or corporation engaged in the storage of
2486 vehicles for compensation unless such person, firm or corporation
2487 adheres to the storage charges published by the commissioner.

2488 (f) The provisions of this section shall not apply to: [any] (1) Any
2489 person, firm or corporation [,] licensed as a motor vehicle dealer under
2490 the provisions of subpart (D) of [this] part III of chapter 246, towing or
2491 transporting a motor vehicle for salvage purposes, provided such
2492 person, firm or corporation does not offer direct towing or wrecker
2493 service to the public; (2) any person, firm or corporation operating as
2494 an automobile club or automobile association licensed under section
2495 14-67; (3) any person' firm or corporation operating as a motor vehicle
2496 recycler licensed under section 14-67l; (4) any person, firm or
2497 corporation engaged in the business of repossession of motor vehicles
2498 for lending institutions; or (5) any person, firm or corporation towing
2499 motor vehicles owned or leased by such person, firm, association or
2500 corporation.

2501 (g) For the purposes of this section, "nonconsensual towing or
2502 transporting" means the towing or transporting of a motor vehicle in
2503 accordance with the provisions of section 14-145 or for which
2504 arrangements are made by order of a law enforcement officer or traffic
2505 authority, as defined in section 14-297.

2506 Sec. 62. Section 14-111a of the general statutes is repealed. (*Effective*
2507 *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	July 1, 2010	14-44j(g)(2)
Sec. 3	July 1, 2010	14-44k
Sec. 4	from passage	New section
Sec. 5	July 1, 2010	14-22(a)
Sec. 6	July 1, 2010	14-227a(i)
Sec. 7	October 1, 2010	14-100a(c)(1)
Sec. 8	from passage	14-267b(a)
Sec. 9	October 1, 2010	14-16c(a)
Sec. 10	from passage	14-67m(a) and (b)
Sec. 11	July 1, 2010	14-46
Sec. 12	October 1, 2010	14-52(b)(2)
Sec. 13	July 1, 2010	14-64
Sec. 14	July 1, 2010	14-163c(a)
Sec. 15	from passage	14-36k
Sec. 16	from passage	14-164c(k)(1)
Sec. 17	July 1, 2010	14-115a
Sec. 18	October 1, 2010	14-219(c)
Sec. 19	July 1, 2010	14-61
Sec. 20	from passage	14-58(b)
Sec. 21	July 1, 2010	14-41(a) and (b)
Sec. 22	from passage	14-163
Sec. 23	from passage	14-18(a)
Sec. 24	from passage	14-253a(a) and (b)
Sec. 25	July 1, 2010	New section
Sec. 26	October 1, 2010	14-9a
Sec. 27	from passage	14-227b(i)
Sec. 28	October 1, 2010	14-10(e)
Sec. 29	October 1, 2010	14-10(f)
Sec. 30	October 1, 2010	52-63(f)
Sec. 31	January 1, 2011	14-111g
Sec. 32	October 1, 2010	42-133dd(b)
Sec. 33	July 1, 2010	13b-101
Sec. 34	July 1, 2011	14-36a(c)
Sec. 35	July 1, 2011	14-44(a)
Sec. 36	July 1, 2011	14-212
Sec. 37	July 1, 2011	14-1
Sec. 38	July 1, 2010	14-69
Sec. 39	October 1, 2010	14-73
Sec. 40	from passage	14-74
Sec. 41	from passage	14-78

Sec. 42	<i>from passage</i>	14-11c
Sec. 43	<i>from passage</i>	14-671(a)
Sec. 44	<i>July 1, 2010</i>	14-110
Sec. 45	<i>October 1, 2010</i>	14-227a(g)
Sec. 46	<i>October 1, 2010</i>	14-227a(i)
Sec. 47	<i>July 1, 2010</i>	14-275c
Sec. 48	<i>July 1, 2010</i>	New section
Sec. 49	<i>July 1, 2010</i>	New section
Sec. 50	<i>October 1, 2010</i>	14-44e(g)
Sec. 51	<i>October 1, 2010</i>	53a-167a(a)
Sec. 52	<i>October 1, 2010</i>	53a-167b(a)
Sec. 53	<i>October 1, 2010</i>	13a-80i(b)
Sec. 54	<i>October 1, 2010</i>	13a-80i(f)
Sec. 55	<i>October 1, 2010</i>	13b-96(a)
Sec. 56	<i>October 1, 2010</i>	14-37b
Sec. 57	<i>October 1, 2010</i>	14-44(a)
Sec. 58	<i>October 1, 2010</i>	14-45
Sec. 59	<i>October 1, 2010</i>	14-58(d)
Sec. 60	<i>October 1, 2010</i>	14-66c
Sec. 61	<i>October 1, 2010</i>	14-66
Sec. 62	<i>July 1, 2010</i>	Repealer section