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

STATE OF CONNECTICUT

Regulation
of

Department of Motor Vehicles

Suspension of Operator's License for History of Unsafe Operation

Section 14-137-82 of the Regulations of Connecticut State Agencies is amended and the following is substituted in lieu thereof:

Sec. 14-137-82. Suspension of operator's license for history of unsafe operation

(a) Pursuant to subsection (a) of Section 14-111 of the Connecticut General Statutes, the Commissioner of Motor Vehicles is authorized to suspend or revoke any operator's license issued under the provisions of any statute relating to motor vehicles for any cause that [he] such commissioner deems sufficient. All orders made by the commissioner under Section 14-111 (a) shall find their sanction in conduct which if persisted in by the operator of a motor vehicle, would, in general, evoke a reasonable apprehension of danger resulting to the operator himself and to others lawfully upon the public highways.

(b) Each holder of a motor vehicle operator's license shall be deemed to have engaged in conduct in the manner of operation of a motor vehicle that is unsafe, and that, if continued, will cause an unreasonable danger to such license holder and to others lawfully upon the public highways if such license holder:

(1) Has a driving record on file with the commissioner which contains convictions for three (3) unsafe moving traffic violations as hereinafter defined in subsection (d); and

(2) Is convicted of one (1) such additional unsafe moving traffic violation within two (2) years of the date of conviction for the first such unsafe traffic violation.

(c) Any such license holder who engages in such conduct shall be subject to a suspension of [his] such holder's operator's license for a period of thirty (30) days.

(d) An unsafe moving traffic violation is a conviction of a violation of one of the following Connecticut statutes:

(1) Sec. 14-218a. Traveling unreasonably fast.

(2) Sec. 14-219. Speeding.

[(2)] (3) Sec. 14-223 (a). Disobeying orders of officer.

[(3)] (4) Sec. 14-224 (c). Wagering, speed record.

[(4) Sec. 14-227a (b). Driving while Impaired.]

(5) Sec. 14-231. [Failure to keep right when meeting opposing traffic.] Vehicles in opposite directions to pass on right.

(6) Sec. 14-232. Passing.

(7) Sec. 14-233. Passing on right.

(8) Sec. 14-234. Determination of no passing zones.

(9) Sec. 14-235. Vehicle not to be driven on left side of highway on curve or upgrade.

(10) Sec. 14-237. Driving on divided highways.

(11) Sec. 14-238. Controlled access highways

(12) Sec. 14-238a. Illegal entry on limited access highway.

(13) Sec. 14-239. One way streets. Rotaries or roundabouts.

[(6)] (14) Sec. 14-240. Failure to drive reasonable distance apart.

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[(7)] 15) Sec. 14-240a. Failure to drive reasonable distance apart, intent to harass.
(16) Sec. 14-241. Turns.
(17) Sec. 14-242. Turns restricted.
(18) Sec. 14-243. Starting or Backing a vehicle.
(19) Sec. 14-244. Signals.
(20) Sec. 14-245. Intersection. Right of way.
(21) Sec. 14-246a. Right of way at junction of highways.
(22) Sec. 14-247. Right of way at driveway or private road.
(23) Sec. 14-247a. Right of way yielded by one emerging from alley, driveway, or building.
(24) Sec. 14-249. Stopping at grade crossings.
[(8)] (25) Sec. 14-250. Certain motor vehicles to stop at railroad crossing.
[(9)] (26) Sec. 14-279. Passing stopped school bus.
[(10)] (27) Sec. 14-281a. Operation of school bus at unreasonable speed.
(28) Sec. 14-283. Rights of emergency vehicles. Obstruction of.
(29) Sec. 14-296aa. Use of hand held mobile telephones and mobile electronic devices.
[11)] (30) Sec. 14-299. Failure to obey control signals.
(31) Sec. 14-300. Crosswalks. Pedestrian control signals.
[(12)] (32) Sec. 14-301. Failure to obey stop sign.
(33) Sec. 14-303. Designation of one way streets.

(e) Prior to the imposition of such suspension the license holder shall be given an opportunity for a hearing on the proposed suspension of his or her license, but such hearing shall be limited to the identity of such license holder, and whether such license holder has in fact been convicted of four (4) such serious violations within a two (2) year period.

(f) For the purpose of this regulation, the terms ''conviction'' or ''convicted'' shall be as defined in subdivision [(16)] (21) of subsection (a) of Section 14-1 of the Connecticut General Statutes, and shall include payment of a fine to the [centralized] Centralized [infraction] Infraction [bureau] Bureau in accordance with Section 51-164n of the Connecticut General Statutes.

Statement of Purpose:

Purpose: To amend the enumerated listing of unsafe operation to include several unsafe moving traffic violations in order to better target unsafe drivers for the welfare and safety of the general public.

Summary of Main Provisions:

See "Purpose" above.

Legal Effects of the Regulation:

The regulation sets forth a comprehensive list of the unsafe moving violations that shall be recorded on an operator's driver history. Convictions for such violations may result in the suspension or revocation of a violator's operator license.

Be it known that the foregoing:
[X] Regulations [ ] Emergency Regulations are:
[ ] Adopted [X] Amended as hereinabove stated [ ] Repealed

By the aforesaid agency pursuant to:
[X] Section 14-111 of the Connecticut General Statutes.

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

[ ] Public Act. No. _____ of the Public Acts.

After publication in the Connecticut Law Journal on Jan. 31, 2012 AFH of the notice of the proposal to:
[ ] Adopt [X] Amend [ ] Repeal such regulations

(If applicable): [ ] And the holding of an advertised public hearing on __ day of ___ 2012.

WHEREFORE, the foregoing regulations are hereby:
[ ] Adopted [X] Amended as hereinabove stated [ ] Repealed

Effective:
[X] When filed with the Secretary of the State.
(OR)
[ ] The _____ day of _____ 2012.

In Witness Whereof:	Date 3/20/12	SIGNED (Head of Board, Agency or Commission)	OFFICIAL TITLE, DULY AUTHORIZED COMMISSIONER
Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.: 4/30/12		SIGNED Joseph Rubin	OFFICIAL TITLE, DULY AUTHORIZED Associate Attorney General

[ ] Approved

[ ] Disapproved

[ ] Disapproved in part, (Indicate Section Numbers disapproved only)

[ ] Rejected without prejudice.

The Legislative Review Committee in accordance with Sec. 4-170, as amended, of the Connecticut General Statutes	DATE	SIGNED (Clerk of the Legislative Regulation Review Committee)

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the Connecticut General Statutes.

DATE	SIGNED (Secretary of the State)	BY

INSTRUCTIONS

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

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

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

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