



House of Representatives

General Assembly

File No. 733

January Session, 2013

House Bill No. 6681

House of Representatives, May 6, 2013

The Committee on Judiciary reported through REP. FOX, G. of the 146th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

AN ACT CONCERNING OPERATION OF A TRUCK IN VIOLATION OF A TRAFFIC CONTROL REGULATION PROHIBITING THROUGH TRUCK TRAFFIC.

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

1 Section 1. Section 14-314 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) Any person, firm or corporation failing to comply with any order
4 made pursuant to any provision of this chapter shall be fined not more
5 than five thousand dollars or imprisoned not more than thirty days or
6 both, and shall be subject to the provisions of section 14-111. [Any]

7 (b) Except as provided in subsection (c) of this section, any person,
8 firm or corporation [failing] that fails to comply with any traffic control
9 signal, sign, marking or other device placed and maintained upon the
10 highway, or with any regulation adopted pursuant to any provision of
11 this chapter, by the Office of the State Traffic Administration or the
12 traffic authority of any city, town or borough shall be deemed to have

13 committed an infraction, if no other penalty is provided by law.

14 (c) Any person who violates the provisions of subsection (b) of this
15 section while operating a truck upon a highway with a traffic control
16 signal, sign, marking or other device placed and maintained upon the
17 highway with respect to the prohibition of through truck traffic on
18 such highway shall be deemed to have committed an infraction, if no
19 other penalty is provided by law, unless such person (1) has obtained a
20 permit pursuant to section 14-270 which permits the operation of such
21 truck on such highway, or (2) presents evidence of an origin or
22 destination of such truck within a municipality through which such
23 highway passes.

24 (d) Traveling at a greater rate of speed than is reasonable as
25 provided in section 14-218a shall not be deemed to be a failure to
26 comply with the provisions of this section but shall be deemed to be
27 the commission of an infraction within the provisions of said section
28 14-218a.

| | | |
|---|-----------------|--------|
| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | October 1, 2013 | 14-314 |

JUD *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill conforms to current practice regarding operating a truck on a highway that prohibits through truck traffic and does not result in a fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**HB 6681*****AN ACT CONCERNING OPERATION OF A TRUCK IN VIOLATION OF A TRAFFIC CONTROL REGULATION PROHIBITING THROUGH TRUCK TRAFFIC.*****SUMMARY:**

This bill specifies that operating a truck on a highway that prohibits through truck traffic is an infraction, with certain exceptions.

By law, failure to comply with any (1) traffic control signal, sign, marking, or other device placed and maintained on a highway or (2) regulation adopted by authorized agencies or traffic authorities is an infraction, if no other penalty is provided by law. Under the bill, any such violation as it relates to the prohibition of through truck traffic is not an infraction if the truck operator has (1) a permit to operate the truck on such highway or (2) evidence of a starting point or destination within the municipality through which the highway passes.

EFFECTIVE DATE: October 1, 2013

BACKGROUND***Highway***

“Highway” includes any state or other public highway, road, street, avenue, alley, driveway, parkway or place, under the control of the state or any political subdivision of the state, dedicated, appropriated or opened to public travel or other use (CGS § 14-1(40)).

Truck

“Truck” means a motor vehicle designed, used, or maintained primarily for transporting property (CGS § 14-1(94)).

Infraction

An infraction is a breach of a state law, regulation or local ordinance, for which an appearance in court is usually not required and payment of the amount due can be made in person, by mail, or online to the Centralized Infractions Bureau.

Limited-Access Highways

The Office of the State Traffic Administration, in cooperation and agreement with local traffic authorities, makes regulations governing the use of streets and highways by through truck traffic within the limits of, any city, town, or borough of the state. When doing so, they consider the width and character of the highways and roads and the density and character of the traffic on them. A list of limited-access highways is updated once a year (CGS § 14-298).

COMMITTEE ACTION

Judiciary Committee

Joint Favorable

Yea 44 Nay 0 (04/19/2013)