



General Assembly

Amendment

January Session, 2013

LCO No. 8291

HB0603308291HDO

Offered by:

REP. GUERRERA, 29th Dist.

REP. SCRIBNER, 107th Dist.

To: House Bill No. 6033

File No. 323

Cal. No. 223

"AN ACT CONCERNING MOTOR VEHICLE INSURANCE PROVIDERS AND DISTRACTED DRIVING."

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

3 "Section 1. Section 1-24 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2013*):

5 The following officers may administer oaths: (1) The clerks of the
6 Senate, the clerks of the House of Representatives and the chairpersons
7 of committees of the General Assembly or of either branch thereof,
8 during its session; (2) state officers, as defined in subsection (t) of
9 section 9-1, judges and clerks of any court, family support magistrates,
10 judge trial referees, justices of the peace, commissioners of the Superior
11 Court, notaries public, town clerks and assistant town clerks, in all
12 cases where an oath may be administered, except in a case where the
13 law otherwise requires; (3) commissioners on insolvent estates,
14 auditors, arbitrators and committees, to parties and witnesses, in all

15 cases tried before them; (4) assessors and boards of assessment
16 appeals, in cases coming before them; (5) commissioners appointed by
17 governors of other states to take the acknowledgment of deeds, in the
18 discharge of their official duty; (6) the moderator of a school district
19 meeting, in such meeting, to the clerk of such district, as required by
20 law; (7) the first selectman, in any matter before the board of
21 selectmen; (8) the Chief Medical Examiner, Deputy Medical Examiner
22 and assistant medical examiners of the Office of the Medical Examiner,
23 in any matter before them; (9) registrars of vital statistics, in any matter
24 before them; (10) any chief inspector or inspector appointed pursuant
25 to section 51-286; (11) registrars of voters, deputy registrars, assistant
26 registrars, and moderators, in any matter before them; (12) special
27 assistant registrars, in matters provided for in subsections (b) and (c) of
28 section 9-19b and section 9-19c; (13) the Commissioner of Emergency
29 Services and Public Protection and any sworn member of any local
30 police department or the Division of State Police within the
31 Department of Emergency Services and Public Protection, in all
32 affidavits, statements, depositions, complaints or reports made to or by
33 any member of any local police department or said Division of State
34 Police or any constable who is under the supervision of said
35 commissioner or any of such officers of said Division of State Police
36 and who is certified under the provisions of sections 7-294a to 7-294e,
37 inclusive, and performs criminal law enforcement duties; (14) judge
38 advocates of the United States Army, Navy, Air Force and Marine
39 Corps, law specialists of the United States Coast Guard, adjutants,
40 assistant adjutants, acting adjutants and personnel adjutants,
41 commanding officers, executive officers and officers whose rank is
42 lieutenant commander or major, or above, of the armed forces, as
43 defined in section 27-103, to persons serving with or in the armed
44 forces, as defined in said section, or their spouses; (15) investigators,
45 deputy investigators, investigative aides, secretaries, clerical assistants,
46 social workers, social worker trainees, paralegals and certified legal
47 interns employed by or assigned to the Public Defender Services
48 Commission in the performance of their assigned duties; (16) bail
49 commissioners and intake, assessment and referral specialists

50 employed by the Judicial Department in the performance of their
51 assigned duties; (17) juvenile matter investigators employed by the
52 Division of Criminal Justice in the performance of their assigned
53 duties; (18) the chairperson of the Connecticut Siting Council or the
54 chairperson's designee; (19) the presiding officer at an agency hearing
55 under section 4-177b; (20) family relations counselors employed by the
56 Judicial Department and support enforcement officers and
57 investigators employed by the Department of Social Services Bureau of
58 Child Support Enforcement and the Judicial Department, in the
59 performance of their assigned duties; (21) the chairperson, vice-
60 chairperson, members and employees of the Board of Pardons and
61 Paroles, in the performance of their assigned duties; (22) the
62 Commissioner of Correction or the commissioner's designee; [and] (23)
63 sworn law enforcement officers, appointed under section 26-5, within
64 the Department of Energy and Environmental Protection, in all
65 affidavits, statements, depositions, complaints or reports made to or by
66 any such sworn law enforcement officer; and (24) sworn motor vehicle
67 inspectors acting under the authority of section 14-8.

68 Sec. 2. (*Effective from passage*) (a) There is established a task force to
69 study issues concerning the prevention of distracted driving in the
70 state. Such task force shall (1) evaluate the effectiveness of existing
71 laws prohibiting distracted driving, (2) examine distracted driving
72 enforcement, (3) consider any federal efforts to prevent distracted
73 driving, (4) consider any distracted driving efforts in other states, and
74 (5) develop recommendations, including any necessary legislative
75 changes, to prevent distracted driving in Connecticut.

76 (b) The task force shall consist of the following members:

77 (1) One appointed by the speaker of the House of Representatives;

78 (2) One appointed by the president pro tempore of the Senate;

79 (3) One appointed by the majority leader of the House of
80 Representatives;

- 81 (4) One appointed by the majority leader of the Senate;
- 82 (5) One appointed by the minority leader of the House of
83 Representatives;
- 84 (6) One appointed by the minority leader of the Senate;
- 85 (7) The Commissioner of Motor Vehicles, or the commissioner's
86 designee;
- 87 (8) The Commissioner of Transportation, or the commissioner's
88 designee; and
- 89 (9) The chairpersons and ranking members of the joint standing
90 committee of the General Assembly having cognizance of matters
91 relating to transportation.
- 92 (c) Any member of the task force appointed under subsection (b) of
93 this section may be a member of the General Assembly.
- 94 (d) All appointments to the task force shall be made not later than
95 thirty days after the effective date of this section. Any vacancy shall be
96 filled by the appointing authority.
- 97 (e) The speaker of the House of Representatives and the president
98 pro tempore of the Senate shall select the chairpersons of the task force
99 from among the members of the task force. Such chairpersons shall
100 schedule the first meeting of the task force, which shall be held not
101 later than sixty days after the effective date of this section.
- 102 (f) The administrative staff of the joint standing committee of the
103 General Assembly having cognizance of matters relating to
104 transportation shall serve as administrative staff of the task force.
- 105 (g) Not later than January 1, 2014, the task force shall submit a
106 report on its findings and recommendations to the joint standing
107 committee of the General Assembly having cognizance of matters
108 relating to transportation, in accordance with the provisions of section

109 11-4a of the general statutes. The task force shall terminate on the date
110 that it submits such report or January 1, 2014, whichever is later.

111 Sec. 3. Subdivision (52) of section 14-1 of the general statutes is
112 repealed and the following is substituted in lieu thereof (*Effective July*
113 *1, 2013*):

114 (52) "Motor-driven cycle" means any motorcycle, motor scooter, or
115 bicycle with attached motor with a seat height of not less than twenty-
116 six inches and a motor [that produces five brake horsepower or less]
117 having a capacity of less than fifty cubic centimeters piston
118 displacement;

119 Sec. 4. Subdivision (63) of section 14-1 of the general statutes is
120 repealed and the following is substituted in lieu thereof (*Effective July*
121 *1, 2013*):

122 (63) "Out-of-service order" means an order (A) issued by a [police
123 officer, state policeman, or motor vehicle inspector under the authority
124 of section 14-8] person having inspection authority, as defined in
125 regulations adopted by the commissioner pursuant to section 14-163c,
126 as amended by this act, or by an authorized official of the United States
127 Department of Transportation Federal Motor Carrier Safety
128 Administration pursuant to any provision of federal law, to prohibit [a
129 commercial] any motor vehicle specified in subsection (a) of section 14-
130 163c, as amended by this act, from being operated on any highway, or
131 to prohibit a driver from operating [a commercial] any such motor
132 vehicle, or (B) issued by the United States Department of
133 Transportation Federal Motor Carrier Safety Administration, pursuant
134 to any provision of federal law, to prohibit any motor carrier, as
135 defined in Section 386.2 of Title 49 of the Code of Federal Regulations,
136 from engaging in commercial motor vehicle operations;

137 Sec. 5. Subdivision (80) of section 14-1 of the general statutes is
138 repealed and the following is substituted in lieu thereof (*Effective July*
139 *1, 2013*):

140 (80) "Serious traffic violation" means a conviction of any of the
141 following offenses: (A) Excessive speeding, involving a single offense
142 in which the speed is fifteen miles per hour or more above the posted
143 speed limit, in violation of section 14-218a or 14-219; (B) reckless
144 driving in violation of section 14-222; (C) following too closely in
145 violation of section 14-240 or 14-240a; (D) improper or erratic lane
146 changes, in violation of section 14-236; (E) using a hand-held mobile
147 telephone or other electronic device or typing, reading or sending text
148 or a text message with or from a mobile telephone or mobile electronic
149 device in violation of subsection (e) of section 14-296aa, as amended by
150 this act, while operating a commercial motor vehicle; (F) driving a
151 commercial motor vehicle without a valid commercial driver's license
152 in violation of section 14-36a, as amended by this act, or 14-44a; (G)
153 failure to carry a commercial driver's license in violation of section 14-
154 44a; (H) failure to have the proper class of license or endorsement, or
155 violation of a license restriction in violation of section 14-44a; or (I) a
156 violation of any provision of chapter 248, [while operating a
157 commercial motor vehicle,] by an operator who holds a commercial
158 driver's license or instruction permit that results in the death of
159 another person;

160 Sec. 6. Section 14-9a of the general statutes is amended by adding
161 subsection (c) as follows (*Effective October 1, 2013*):

162 (NEW) (c) In accordance with 49 CFR 384.228 and subject to the
163 provisions of section 31-51i, the Department of Motor Vehicles shall
164 require any person who is to be employed as a knowledge or skills test
165 examiner for commercial driver's license applicants to submit to a
166 nation-wide criminal background check prior to the department
167 certifying such person to administer any such test. Each such
168 background check shall include name-based and fingerprint-based
169 criminal history records checks of federal and state repository records.
170 The department shall maintain a record of the results of such criminal
171 background checks and shall not certify any examiner to administer
172 commercial driver's license tests who: (A) Was convicted of a felony

173 within the past ten years; or (B) was convicted of any crime involving
174 fraudulent activities.

175 Sec. 7. Subsection (a) of section 14-12b of the general statutes is
176 repealed and the following is substituted in lieu thereof (*Effective*
177 *October 1, 2013*):

178 (a) No motor vehicle registration shall be issued by the
179 commissioner for any private passenger motor vehicle, as defined in
180 subsection (e) of section 38a-363, or a vehicle with a commercial
181 registration, as defined in section 14-1, as amended by this act, unless
182 (1) the application for registration is accompanied by a current
183 automobile insurance identification card containing the information
184 required in section 38a-364, as amended by this act, or a copy of a
185 current insurance policy or endorsement issued by a company licensed
186 to issue such insurance in this state or an approved self-insurer or
187 issued pursuant to the plan established under section 38a-329,
188 verifying that the applicant has the required security coverage, and (2)
189 the applicant signs and files with the commissioner, under penalty of
190 false statement as provided for in section 53a-157b, a statement on a
191 form approved by the commissioner that the owner of the vehicle has
192 provided and will continuously maintain throughout the registration
193 period the minimum security required by section 38a-371. In the case
194 of an owner with a vehicle located outside of the United States or
195 Canada, the commissioner may accept in lieu of the insurance
196 identification card required to be presented for issuance of the
197 registration, an affidavit, in such form as the commissioner shall
198 require, executed by the owner and stating that the vehicle will not be
199 operated in the United States or Canada. In the case of a special use
200 registration issued pursuant to subsection (j) of section 14-12, the
201 commissioner may, in lieu of proof of insurance as otherwise required
202 by this section, accept proof, satisfactory to the commissioner, of
203 substantially equivalent or similar insurance issued by an insurer
204 licensed to transact business in the state in which the motor vehicle is
205 to be registered. The commissioner may require an applicant for

206 renewal of a motor vehicle registration for any private passenger
207 motor vehicle or vehicle with a commercial registration to sign and file
208 with the commissioner, under penalty of false statement as provided
209 for in section 53a-157b, a statement on a form approved by the
210 commissioner that the owner of the vehicle will continuously maintain
211 throughout the registration period the minimum security required by
212 said section 38a-371. Such form shall call for and contain the name of
213 the applicant's insurance company and policy number.

214 Sec. 8. Subsection (a) of section 14-15 of the general statutes is
215 repealed and the following is substituted in lieu thereof (*Effective July*
216 *1, 2013*):

217 (a) Any person, firm or corporation before engaging in the business
218 of leasing or renting motor vehicles without drivers in this state and
219 any person, firm or corporation which is the lessor of or rents any
220 vehicle required to be registered under the provisions of section 14-15a
221 shall make a sworn application to the Commissioner of Motor Vehicles
222 for a license to engage in such leasing or renting. Each such application
223 and each application for renewal shall be accompanied by a fee of
224 three hundred dollars. Each such license shall be renewed biennially
225 according to renewal schedules established by the commissioner so as
226 to effect staggered renewal of all such licenses. If the adoption of a
227 staggered system results in the expiration of any license more or less
228 than one year from its issuance, the commissioner may charge a
229 prorated amount for such license fee. Not less than forty-five days
230 prior to the date of expiration of each such license, the commissioner
231 shall send or transmit to each licensee, in such manner as the
232 commissioner determines, an application for renewal. An application
233 for renewal filed with the commissioner after the date of expiration
234 shall be accompanied by a late fee of one hundred dollars provided the
235 commissioner shall not renew any license under this subsection that
236 has expired for more than forty-five days. No such license shall be
237 transferred. Such licensee shall furnish proof of financial responsibility
238 satisfactory to the commissioner specifying that coverage is for all

239 owned vehicles, as provided by section 14-112 or 14-129, [provided
240 such licensee may furnish such proof separately with respect to each
241 vehicle or each group of vehicles leased to any single lessee] regardless
242 of the duration of the lease or rental period. Each application for such
243 license shall contain the name and address of the owner and shall be
244 accompanied by a surety bond as required pursuant to section 14-52.
245 Each application for registration of a motor vehicle to be leased for a
246 period of more than thirty days shall contain the name and address of
247 the owner and the lessee of such vehicle. The owner of such vehicle
248 shall disclose the name and address of any subsequent lessee of such
249 vehicle to the commissioner in such manner as the commissioner may
250 require. The commissioner shall ensure that such information relative
251 to the lessee is available to the Connecticut on-line law enforcement
252 communications teleprocessing system. Each person, firm or
253 corporation licensed under the provisions of this subsection shall keep
254 such books, records and accounts as the commissioner may require
255 provided each licensee shall retain a copy of each rental or lease
256 contract for a period of three years, which shall be subject to inspection
257 by the commissioner or the commissioner's designee at all reasonable
258 times. The provisions of this subsection shall not apply to any person,
259 firm or corporation which, incidental to the conduct of its principal
260 business, leases or rents any motor vehicle without a driver to other
261 persons, firms or corporations whose principal business is the same as
262 that of the lessor. Violation of any provision of this subsection shall be
263 an infraction.

264 Sec. 9. Subsection (a) of section 14-33 of the general statutes is
265 repealed and the following is substituted in lieu thereof (*Effective*
266 *October 1, 2013*):

267 (a) Subject to the provisions of subsection (e) of this section, if any
268 property tax, or any installment thereof, laid by any city, town,
269 borough or other taxing district upon a registered motor vehicle or
270 snowmobile remains unpaid, the tax collector of such city, town,
271 borough or other taxing district shall notify the Commissioner of

272 Motor Vehicles of such delinquency in accordance with [listings and
273 schedules of dates] guidelines and procedures established by the
274 commissioner, [and on forms prescribed and furnished by the
275 commissioner, specifying the name and address of the person against
276 whom such tax has been assessed, the date when such tax was due and
277 the registration number, if known to the collector.] The commissioner
278 shall not issue registration for such motor vehicle or snowmobile for
279 the next registration period if, according to the commissioner's records,
280 it is then owned by the person against whom such tax has been
281 assessed or by any person to whom such vehicle has not been
282 transferred by bona fide sale. Unless notice has been received by the
283 commissioner under the provisions of section 14-33a, as amended by
284 this act, no such registration shall be issued until [a receipt evidencing
285 the payment of such tax or certificate of abatement of such tax or other
286 satisfactory evidence] the commissioner receives notification that the
287 tax obligation has been legally discharged; [has been presented to the
288 commissioner;] nor shall the commissioner register any other motor
289 vehicle, [or] snowmobile, all-terrain vehicle or vessel in the name of
290 such person, [until a receipt evidencing the payment of such tax or a
291 certificate of abatement of such tax or other satisfactory evidence that
292 the tax obligation has been legally discharged has been presented to
293 the commissioner,] except that the commissioner may continue to
294 register other vehicles owned by a leasing or rental firm licensed
295 pursuant to section 14-15, as amended by this act, [if the commissioner
296 is satisfied that arrangements have been made to discharge such tax
297 obligation,] and may issue such registration to any private owner of
298 three or more paratransit vehicles in direct proportion to the
299 percentage of total tax due on such vehicles which has been paid and
300 notice of payment on which has been received. The Commissioner of
301 Motor Vehicles may immediately suspend or cancel all motor vehicle,
302 [or] snowmobile, all-terrain vehicle or vessel registrations issued in the
303 name of any person (1) who has been reported as delinquent and
304 whose registration was renewed through an error or through the
305 production of false evidence that the delinquent tax on any motor
306 vehicle or snowmobile had been paid, or (2) who has been reported by

307 a tax collector as having paid a property tax on a motor vehicle or
308 snowmobile with a check which was dishonored by a bank and such
309 tax remains unpaid. Any person aggrieved by any action of the
310 commissioner under this section may appeal therefrom in the manner
311 provided in section 14-134. For the purposes of this subsection,
312 "paratransit vehicle" means a motor bus, taxicab or motor vehicle in
313 livery service operated under a certificate of convenience and necessity
314 issued by the Department of Transportation or by a transit district and
315 which is on call or demand or used for the transportation of
316 passengers for hire.

317 Sec. 10. Section 14-33a of the general statutes is repealed and the
318 following is substituted in lieu thereof (*Effective October 1, 2013*):

319 When a taxpayer who was reported to the Commissioner of Motor
320 Vehicles as delinquent in taxes by a tax collector in accordance with
321 section 14-33, as amended by this act, is no longer delinquent, the tax
322 collector shall immediately notify the Commissioner of Motor Vehicles
323 [, on forms prescribed and furnished by him, specifying the name,
324 address and registration number to be removed from the motor vehicle
325 delinquent tax list] in accordance with guidelines and procedures
326 established by the commissioner.

327 Sec. 11. Section 14-36a of the general statutes is repealed and the
328 following is substituted in lieu thereof (*Effective July 1, 2013*):

329 (a) A commercial driver's license issued in accordance with section
330 14-44c shall be designated as class A, B or C, in accordance with the
331 provisions of subsection (b) of section 14-44d. All other operators'
332 licenses shall be designated as class D. A license of any class that also
333 authorizes the operation of a motorcycle shall contain the designation
334 "M". [A license of any class that contains the designation "Q" indicates
335 eligibility to operate fire apparatus.]

336 (b) A commercial driver's license which contains the endorsement
337 "S" evidences that the holder meets the requirements of section 14-44 to

338 operate a school bus or any vehicle described in subsection (c) of this
339 section. A commercial driver's license may contain any of the
340 following additional endorsements:

341 "P"- authorizes the operation of commercial motor vehicles designed
342 to carry passengers;

343 "H"- authorizes the operation of vehicles transporting hazardous
344 materials;

345 "N"- authorizes the operation of tank vehicles;

346 "X"- authorizes both hazardous materials and tank vehicles; and

347 "T"- authorizes the operation of vehicles with up to three trailing,
348 nonpower units.

349 The commissioner may establish one or more restrictions on
350 commercial driver's licenses of any class, in regulations adopted in
351 accordance with the provisions of chapter 54. Subject to the provisions
352 of subsection (b) of section 14-44d, a commercial driver's license of any
353 class authorizes the holder of such license to operate any motor vehicle
354 that may be operated by the holder of a class D operator's license.

355 (c) A commercial driver's license or a class D license that contains
356 any of the following endorsements evidences that the holder meets the
357 requirements of section 14-44:

358 "V"- authorizes the transportation of passengers in a student
359 transportation vehicle, as defined in section 14-212, or any vehicle that
360 requires an "A" or "F" endorsement;

361 "A"- authorizes the transportation of passengers in an activity
362 vehicle, as defined in section 14-1, as amended by this act, or any
363 vehicle that requires an "F" endorsement; and

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

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

369 (d) A license of any class that contains the designation "Q" indicates
370 eligibility to operate fire apparatus. A "Q" endorsement shall signify
371 that the holder has been trained to operate fire apparatus in
372 accordance with standards established by the Commission on Fire
373 Prevention and Control. No such endorsement shall be issued to any
374 person until he or she demonstrates personally to the commissioner, or
375 the commissioner's designee, including the Connecticut Fire Academy,
376 any regional fire school or the chief local fire official of any
377 municipality as defined in section 7-323j, by means of testing in a
378 representative vehicle that such person possesses the skills necessary
379 for operation of fire apparatus.

380 ~~[(d)]~~ (e) No person shall operate a motor vehicle in violation of the
381 classification of the license issued to such person.

382 ~~[(e)]~~ (f) No employer shall knowingly require or permit an
383 employee who is acting within the scope of such employee's
384 employment to operate a motor vehicle in violation of the classification
385 of such employee's license.

386 ~~[(f)]~~ (g) (1) Any person who violates any provision of subsection
387 ~~[(d)]~~ (e) of this section shall, for a first offense, be deemed to have
388 committed an infraction and be fined fifty dollars and, for a
389 subsequent offense, be guilty of a class D misdemeanor.

390 (2) Any employer who violates subsection ~~[(e)]~~ (f) of this section
391 shall be subject to a civil penalty of not more than one thousand dollars
392 for a first violation and not more than two thousand five hundred
393 dollars for a second or subsequent violation.

394 ~~[(g)]~~ (h) The revocation, suspension or withdrawal of, or refusal to
395 issue or renew an "S" endorsement, or any endorsement described in
396 subsection (c) of this section, shall prohibit the licensee from operating

397 any public service passenger vehicle for which a passenger
398 endorsement is required under this section. During the period of such
399 revocation, suspension or withdrawal of, or after a refusal to issue or
400 renew an "S" endorsement, or any endorsement described in
401 subsection (c) of this section, the commissioner shall not issue any
402 other passenger endorsement to such licensee.

403 Sec. 12. Subsection (a) of section 14-36h of the general statutes is
404 repealed and the following is substituted in lieu thereof (*Effective July*
405 *1, 2013*):

406 (a) Each motor vehicle operator's license issued by the
407 Commissioner of Motor Vehicles in accordance with section 14-36, as
408 amended by this act, and each identity card issued by said
409 commissioner in accordance with section 1-1h shall contain the
410 following: (1) The person's full legal name; (2) the person's date of
411 birth; (3) the person's gender; (4) the person's height and eye color; (5)
412 the person's assigned operator's license or identity card number; (6) the
413 person's address of principal residence in this state; (7) the person's
414 signature; (8) the person's [color] photograph or digital image; and (9)
415 if applicable, the person's status as a veteran, as provided in subsection
416 (e) of this section.

417 Sec. 13. Subsection (a) of section 14-37a of the general statutes is
418 repealed and the following is substituted in lieu thereof (*Effective July*
419 *1, 2013*):

420 (a) Any person whose operator's license has been suspended
421 pursuant to any provision of this chapter or chapter 248, except
422 pursuant to section 14-215 for operating under suspension or pursuant
423 to section 14-140 for failure to appear for any scheduled court
424 appearance, and any person identified in subsection (g) of this section
425 may make application to the Commissioner of Motor Vehicles for (1) a
426 special "work" permit to operate a motor vehicle to and from such
427 person's place of employment or, if such person is not employed at a
428 fixed location, to operate a motor vehicle only in connection with, and

429 to the extent necessary, to properly perform such person's business or
430 profession, or (2) a special "education" permit to operate a motor
431 vehicle to and from an [accredited] institution of higher education or a
432 private occupational school, as defined in section 10a-22a, in which
433 such person is enrolled. No such special "education" permit shall be
434 issued to any student enrolled in a high school under the jurisdiction
435 of a local or regional board of education, a high school under the
436 jurisdiction of a regional educational service center, a charter school, a
437 regional agricultural science and technology education center or a
438 technical high school. Such application shall be accompanied by an
439 application fee of one hundred dollars.

440 Sec. 14. Subsection (c) of section 14-40a of the general statutes is
441 repealed and the following is substituted in lieu thereof (*Effective July*
442 *1, 2013*):

443 (c) Before granting a motorcycle endorsement to any applicant who
444 has not held such an endorsement at any time within the preceding
445 two years, the commissioner shall require the applicant to present
446 evidence satisfactory to the commissioner that such applicant has
447 successfully completed a novice motorcycle training course conducted
448 by the Department of Transportation with federal funds available for
449 the purpose of such course, or by any firm or organization that
450 conducts such a course that uses the curriculum of the Motorcycle
451 Safety Foundation or other safety or educational organization that has
452 developed a curriculum approved by the commissioner. If such
453 applicant has not obtained a motorcycle instruction permit pursuant to
454 subsection (b) of this section, the applicant shall also pass an
455 examination, other than the driving skills test, demonstrating that the
456 applicant is a proper person to operate a motorcycle, has sufficient
457 knowledge of the mechanism of a motorcycle to ensure its safe
458 operation by such applicant, and has satisfactory knowledge of the law
459 concerning motorcycles and other motor vehicles and the rules of the
460 road. The commissioner may waive the requirement of such
461 examination for any applicant who presents documentation that such

462 applicant: (1) Is on active military duty with the armed forces of the
463 United States; (2) is stationed outside the state; and (3) completed a
464 novice motorcycle training course conducted by any firm or
465 organization using the curriculum of the Motorcycle Safety
466 Foundation not earlier than two years prior to the date of such
467 applicant's application. When the commissioner is satisfied as to the
468 ability and competency of the applicant, the commissioner may issue
469 an endorsement to such applicant, either unlimited or containing such
470 limitations as the commissioner deems advisable. If an applicant or
471 motorcycle endorsement holder has any health problem which might
472 affect such person's ability to operate a motorcycle safely, the
473 commissioner may require the applicant or endorsement holder to
474 demonstrate personally that, notwithstanding the problem, such
475 person is a proper person to operate a motorcycle, and the
476 commissioner may further require a certificate of the applicant's
477 condition, signed by a medical authority designated by the
478 commissioner, which certificate shall, in all cases, be treated as
479 confidential by the commissioner. An endorsement, containing such
480 limitation as the commissioner deems advisable may be issued or
481 renewed in any case, but nothing in this section shall be construed to
482 prevent the commissioner from refusing an endorsement, either
483 limited or unlimited, to any person or suspending an endorsement of a
484 person whom the commissioner deems incapable of safely operating a
485 motorcycle.

486 Sec. 15. Subsection (b) of section 14-41 of the general statutes is
487 repealed and the following is substituted in lieu thereof (*Effective*
488 *October 1, 2013*):

489 (b) An original operator's license shall expire within a period not
490 exceeding six years following the date of the operator's next birthday.
491 The fee for such license shall be seventy-two dollars, [and twelve
492 dollars per year or any part of a year.] The commissioner may
493 authorize an automobile club or association, licensed in accordance
494 with the provisions of section 14-67 on or before July 1, 2007, to issue

495 duplicate licenses and identity cards pursuant to section 14-50a, renew
496 licenses, renew identity cards issued pursuant to section 1-1h and
497 conduct registration transactions at its office facilities. The
498 commissioner may authorize such automobile clubs or associations to
499 charge a convenience fee, which shall not exceed [two] three dollars, to
500 each applicant for a license or identity card renewal or duplication, or
501 for a registration transaction.

502 Sec. 16. Section 14-41a of the general statutes is repealed and the
503 following is substituted in lieu thereof (*Effective October 1, 2013*):

504 An individual sixty-five years of age or older may renew a motor
505 vehicle operator's license for either a two-year period or a six-year
506 period. The fee for any license issued for a two-year period shall be
507 [twenty-two] twenty-four dollars.

508 Sec. 17. Subsection (a) of section 14-44i of the general statutes is
509 repealed and the following is substituted in lieu thereof (*Effective*
510 *October 1, 2013*):

511 (a) There shall be charged a fee of [sixty] seventy dollars for each
512 renewal of a commercial driver's license.

513 Sec. 18. Subsection (h) of section 14-44k of the general statutes is
514 repealed and the following is substituted in lieu thereof (*Effective*
515 *October 1, 2013*):

516 (h) A person is disqualified for life if such person commits two or
517 more of the offenses specified in subsection (b) of this section, or if
518 such person is the subject of two or more findings by the commissioner
519 under subsection (c) of this section, or any combination of those
520 offenses or findings, arising from two or more separate incidents. A
521 person is disqualified for life if the commissioner takes suspension
522 actions against such person for two or more alcohol test refusals or test
523 failures, or any combination of such actions, arising from two or more
524 separate incidents. Any person disqualified for life, except a person
525 disqualified under subsection (g) of this section, who has both

526 voluntarily enrolled in and successfully completed an appropriate
527 rehabilitation program, as determined by the commissioner, may
528 apply for reinstatement of such person's commercial driver's license or
529 commercial driver's instruction permit, provided any such applicant
530 shall not be eligible for reinstatement until such time as such person
531 has served a minimum disqualification period of ten years. An
532 application for reinstatement shall be accompanied by documentation
533 satisfactory to the commissioner that such person has both voluntarily
534 enrolled in and successfully completed a program established and
535 operated by the Department of Mental Health and Addiction Services
536 pursuant to chapter 319j, a program operated through a substance
537 abuse treatment facility licensed in accordance with section 19a-491 or
538 the equivalent of either program offered in another state. The
539 commissioner shall not reinstate a commercial driver's license or
540 commercial driver's instruction permit that was disqualified for life
541 unless an applicant for reinstatement requests an administrative
542 hearing in accordance with chapter 54, and offers evidence that the
543 reinstatement of such applicant's commercial driver's license or
544 commercial driver's instruction permit does not endanger the public
545 safety or welfare. Such evidence shall include, but not be limited to,
546 proof that such applicant has not been convicted of any offense
547 involving alcohol, a controlled substance or a drug during a period of
548 ten years following the date of such applicant's most recent lifetime
549 disqualification. If a person whose commercial driver's license or
550 commercial driver's instruction permit is reinstated under this
551 subsection is subsequently convicted of another disqualifying offense,
552 such person shall be permanently disqualified for life and shall be
553 ineligible to reapply for a reduction of the lifetime disqualification. The
554 following shall remain on the driving history record of a commercial
555 motor vehicle operator or commercial driver's license or commercial
556 driver's instruction permit holder for a period of fifty-five years, as
557 required by 49 CFR Part 384, as amended from time to time: (1) Any
558 offense specified in subsection (b) or (c) of this section, provided such
559 offense occurred on or after December 29, 2006; (2) each of two or more
560 offenses specified in subsection (b) or (c) of this section that occur

561 within ten years of each other and result in a lifetime disqualification,
562 regardless of when such offenses occur; (3) any conviction under
563 subsection (g) of this section for using a motor vehicle in the
564 commission of a felony involving the manufacture, distribution or
565 dispensing of a controlled substance, committed on or after January 1,
566 2005.

567 Sec. 19. Subsection (k) of section 14-44k of the general statutes is
568 repealed and the following is substituted in lieu thereof (*Effective July*
569 *1, 2013*):

570 (k) After taking disqualification action, or suspending, revoking or
571 cancelling a commercial driver's license or commercial driver's
572 instruction permit, the commissioner shall update the commissioner's
573 records to reflect such action within ten days. After taking
574 disqualification action, or suspending, revoking or cancelling the
575 operating privileges of a commercial motor vehicle operator or a
576 commercial driver who is licensed or holds a commercial driver's
577 instruction permit in another state, the commissioner shall notify the
578 licensing state of such action within ten days. Such notification shall
579 identify the violation that caused such disqualification, suspension,
580 cancellation or revocation.

581 Sec. 20. Subsection (f) of section 14-49 of the general statutes is
582 repealed and the following is substituted in lieu thereof (*Effective*
583 *October 1, 2013*):

584 (f) For the registration of each electric motor vehicle, the
585 commissioner shall charge a fee of [fifteen dollars for each year or part
586 thereof. On and after July 1, 2011, the fee shall be nineteen dollars]
587 thirty-eight dollars biennially.

588 Sec. 21. Subsection (a) of section 14-50 of the general statutes is
589 repealed and the following is substituted in lieu thereof (*Effective*
590 *October 1, 2013*):

591 (a) Subject to the provisions of subsection (c) of section 14-41, there

592 shall be charged a fee of [sixty-five] seventy-two dollars for each
593 renewal of a motor vehicle operator's license issued for a period of six
594 years and an additional fee of twelve dollars for each year or part
595 thereof for each passenger endorsement.

596 Sec. 22. Section 14-60 of the general statutes is repealed and the
597 following is substituted in lieu thereof (*Effective July 1, 2013*):

598 (a) No dealer or repairer may rent or allow or cause to be rented, or
599 operate or allow or cause to be operated for hire, or use or allow or
600 cause to be used for the purpose of conveying passengers or
601 merchandise or freight for hire, any motor vehicle registered under a
602 general distinguishing number and mark. No dealer or repairer may
603 loan a motor vehicle or number plate or both to any person except for
604 (1) the purpose of demonstration of a motor vehicle owned by such
605 dealer, [or] (2) when a motor vehicle owned by or lawfully in the
606 custody of such person is undergoing repairs by such dealer or
607 repairer, or (3) when such person has purchased a motor vehicle from
608 such dealer, the registration of which [by him] is pending, and in any
609 case for not more than thirty days in any year, provided such person
610 shall furnish proof to the dealer or repairer that he has liability and
611 property damage insurance which will cover any damage to any
612 person or property caused by the operation of the loaned motor
613 vehicle, motor vehicle on which the loaned number plate is displayed
614 or both. Such person's insurance shall be the prime coverage. If the
615 person to whom the dealer or repairer loaned the motor vehicle or the
616 number plate did not, at the time of such loan, have in force any such
617 liability and property damage insurance, such person and such dealer
618 or repairer shall be jointly liable for any damage to any person or
619 property caused by the operation of the loaned motor vehicle or a
620 motor vehicle on which the loaned number plate is displayed. Each
621 dealer or repairer shall keep a record of each loaned number plate
622 showing the date loaned, the vehicle identification number of the
623 vehicle on which such plate is displayed, the date returned and the
624 name, address and operator's license number of the person operating

625 any vehicle with such loaned number plate. Such dealer or repairer
626 shall give a copy of this record to each person to whom such plate or
627 vehicle and plate are loaned which shall be carried in the motor vehicle
628 at all times when operated upon a public highway. This record shall be
629 retained by the dealer or repairer for a period of six months from the
630 date on which the number plate or motor vehicle or both were loaned
631 and such record shall be available during business hours for
632 examination by any police officer or inspector designated by the
633 Commissioner of Motor Vehicles.

634 (b) Any licensed dealer or repairer may operate or cause to be
635 operated by a bona fide full-time employee [such] a motor vehicle
636 owned by such dealer or repairer for (1) use in connection with [his]
637 such dealer's or repairer's business, (2) the pickup and delivery of parts
638 for such dealer and repairer, and (3) [his] such employee's personal
639 use, or by a part-time employee for use only in connection with the
640 business of such dealer or repairer. Each dealer or repairer shall
641 maintain a record of the following: (A) Each number plate issued by
642 the commissioner to such dealer or repairer, (B) the name, address and
643 occupation of the bona fide full-time employee or part-time employee
644 to whom such plate has been assigned, (C) the date of assignment of
645 each such plate, and (D) the exact location of each unassigned plate.
646 For the purposes of this subsection, "bona fide full-time employee"
647 means a person who is employed by a licensed dealer or repairer for
648 not less than thirty-five hours per week and appears on the records of
649 such employer as an employee for whom social security, withholding
650 tax and all deductions required by law have been made and "part-time
651 employee" means a person who is employed by a licensed dealer or
652 repairer for less than thirty-five hours per week and appears on the
653 records of such employer as an employee for whom Social Security,
654 withholding tax and all deductions required by law have been made.

655 Sec. 23. Section 14-62 of the general statutes is repealed and the
656 following is substituted in lieu thereof (*Effective October 1, 2013*):

657 (a) Each sale shall be evidenced by an order properly signed by both

658 the buyer and seller, a copy of which shall be furnished to the buyer
659 when executed, and an invoice upon delivery of the motor vehicle,
660 both of which shall contain the following information: (1) Make of
661 vehicle; (2) year of model, whether sold as new or used, and on invoice
662 the identification number; (3) deposit, and (A) if the deposit is not
663 refundable, the words "No Refund of Deposit" shall appear at this
664 point, and (B) if the deposit is conditionally refundable, the words
665 "Conditional Refund of Deposit" shall appear at this point, followed by
666 a statement giving the conditions for refund, and (C) if the deposit is
667 unconditionally refundable, the words "Unconditional Refund" shall
668 appear at this point; (4) cash selling price; (5) finance charges, and (A)
669 if these charges do not include insurance, the words "No Insurance"
670 shall appear at this point, and (B) if these charges include insurance, a
671 statement shall appear at this point giving the exact type of coverage;
672 (6) allowance on motor vehicle traded in, if any, and description of the
673 same; (7) stamped or printed in a size equal to at least ten-point bold
674 type on the face of both order and invoice one of the following forms:
675 (A) "This motor vehicle not guaranteed", or (B) "This motor vehicle is
676 guaranteed", followed by a statement as to the terms of such
677 guarantee, which statement shall not apply to household furnishings
678 of any trailer; (8) if the motor vehicle is new but has been subject to use
679 by the seller or use in connection with his business as a dealer, the
680 word "demonstrator" shall be clearly displayed on the face of both
681 order and invoice; (9) any dealer conveyance fee or processing fee and
682 a statement that such fee is not payable to the state of Connecticut
683 printed in at least ten-point bold type on the face of both order and
684 invoice. For the purposes of this subdivision, "dealer conveyance fee"
685 or "processing fee" means a fee charged by a dealer to recover
686 reasonable costs for processing all documentation and performing
687 services related to the closing of a sale, including, but not limited to,
688 the registration and transfer of ownership of the motor vehicle which
689 is the subject of the sale.

690 (b) No dealer shall include in the selling price a dealer preparation
691 charge for any item or service for which he is reimbursed by the

692 manufacturer or any item or service not specifically ordered by the
693 buyer and itemized on the invoice.

694 (c) Each dealer shall provide a written statement to the buyer or
695 prominently display a sign in the area of his place of business in which
696 sales are negotiated which shall specify the amount of any conveyance
697 or processing fee charged by such dealer, the services performed by
698 the dealer for such fee, that such fee is not payable to the state of
699 Connecticut and that the buyer may elect, where appropriate, to
700 submit the documentation required for the registration and transfer of
701 ownership of the motor vehicle which is the subject of the sale to the
702 Commissioner of Motor Vehicles, in which case the dealer shall reduce
703 such fee by a proportional amount. The Commissioner of Motor
704 Vehicles shall determine the size, typeface and arrangement of such
705 information.

706 (d) No dealer licensed under the provisions of section 14-52 shall
707 sell any used motor vehicle without furnishing to the buyer, at the
708 time of sale, a valid certificate of title, the assignment and warranty of
709 title by such dealer or other evidence of title issued by another state or
710 country, where applicable, disclosing the existence of any lien, security
711 interest in or other encumbrance on the vehicle. Any dealer that
712 violates this subsection shall be guilty of a class B misdemeanor.

713 (e) No person, firm or corporation shall sell a motor vehicle at a
714 public or private auction without furnishing to the buyer, at the time of
715 sale, a valid certificate of title, the assignment and warranty of title by
716 such person, firm or corporation, or other evidence of title issued by
717 another state or country, where applicable, disclosing the existence of
718 any lien, security interest in or other encumbrance on the vehicle.

719 (f) The provisions of subsection (d) of this section shall not apply to
720 the sale of any used motor vehicle by a new car dealer to a person, firm
721 or corporation which, pursuant to a lease contract option, purchases
722 such vehicle at the end of the lease term provided (1) such vehicle is
723 registered in this state in accordance with the provisions of section 14-

724 12, (2) the certificate of title for such vehicle is in the possession of a
725 lessor licensed under the provisions of section 14-15, as amended by
726 this act, (3) subsequent to such sale, such vehicle is registered in the
727 name of the prior lessee, and (4) such dealer obtains the certificate of
728 title from such lessor and transmits all necessary documents and fees
729 to the commissioner not later than five days following the issuance of a
730 motor vehicle registration for such vehicle.

731 (g) Before offering any used motor vehicle for retail sale, the selling
732 dealer shall complete a comprehensive safety inspection of such
733 vehicle. Such safety inspection shall cover all applicable equipment
734 and components contained in sections 14-80 to 14-106d, inclusive, and
735 such inspection shall be evidenced on a form approved by the
736 commissioner. The selling dealer shall attest to such form under the
737 penalty of false statement, as prescribed in section 53a-157b, and shall
738 state that the vehicle has undergone any necessary repairs and has
739 been deemed to be in condition for legal operation on any highway of
740 this state. In the event defects are found but not repaired, and the
741 vehicle is not subject to any warranty under [subsection (a) of section
742 42-224] section 42-221, the selling dealer shall note all such defects on
743 the form and may sell such vehicle in "as is" condition. Any vehicle
744 sold in "as is" condition with one or more defects in the equipment or
745 components shall have the retail purchase order, invoice, title and
746 assignment documents prominently marked as "not in condition for
747 legal operation on the highways" with an explanation of defects noted
748 on such retail purchase order, invoice and safety inspection form. A
749 dealer selling any vehicle pursuant to this subsection shall require a
750 purchaser to acknowledge the vehicle condition by obtaining such
751 purchaser's signature on the retail purchase order, invoice and safety
752 inspection forms, copies of which shall be furnished to the buyer upon
753 execution. No dealer shall charge any fee to a customer for the
754 completion of such safety inspection or for any repairs required to
755 remedy defects discovered during such safety inspection pursuant to
756 this subsection, except that nothing herein shall (1) limit or otherwise
757 regulate the retail sales price charged by a dealer for a vehicle that has

758 been inspected or repaired prior to sale; or (2) negate or preempt any
759 provisions of chapter 743f. This subsection shall not apply to fees for
760 any inspection or any work performed under the terms of a lease buy
761 back. Any dealer that fails to conduct the safety inspection required in
762 this subsection shall be guilty of a class B misdemeanor.

763 (h) No dealer licensed under section 14-52, as amended by this act,
764 shall deliver or permit a retail purchaser to take possession or delivery
765 of any used motor vehicle until such purchaser has paid in full for the
766 vehicle or until financing offered by the dealer for such vehicle has
767 been approved by the lending institution or other entity through
768 which any financing agreement has been made. Any dealer that
769 violates this subsection shall be guilty of a class B misdemeanor.

770 Sec. 24. Subsection (b) of section 14-63 of the general statutes is
771 repealed and the following is substituted in lieu thereof (*Effective July*
772 *1, 2013*):

773 (b) The Commissioner of Motor Vehicles shall adopt regulations, in
774 accordance with the provisions of chapter 54, establishing (1) a
775 procedure whereby customers of dealers and repairers may file
776 complaints with the Department of Motor Vehicles concerning the
777 operations of and services provided by any such licensees, and (2) a
778 procedure specifying the circumstances under which a licensee may
779 stipulate to a complaint and waive such licensee's right to an
780 administrative hearing. Such regulations shall provide for the
781 commissioner to contact each licensee that is the subject of a complaint
782 in order to notify such licensee of the complaint and to relate to such
783 licensee the particular matters alleged by the complainant. [The
784 commissioner shall] If the commissioner determines that the facts as
785 alleged give rise to one or more violations of law related to the
786 licensee's business, the commissioner may attempt to mediate a
787 voluntary resolution of the complaint acceptable to the complainant
788 and the licensee. Such regulations shall also provide that, if an
789 acceptable resolution to the complaint is not achieved, the
790 commissioner shall complete the commissioner's investigation of the

791 facts and shall, if the commissioner has reason to believe that the
792 licensee has violated any provision of section 14-64, proceed to take
793 any action authorized under the provisions of section 14-64. If, after
794 such an investigation, the commissioner elects not to take action
795 against the licensee, the commissioner shall notify both the
796 complainant and the licensee in writing. Such notice shall include a
797 brief statement of the reasons why the commissioner has taken no
798 action. The commissioner shall also inform the complainant and the
799 licensee that an unresolved complaint exists and that, unless the
800 commissioner has determined that the allegations, even if true, fail to
801 state a violation of applicable statutory or regulatory standards, the
802 same shall be recorded in the records of the department pertaining to
803 such licensee until such time as the licensee submits to the
804 commissioner satisfactory evidence, signed by the complainant or the
805 complainant's attorney, that the claim has been resolved by agreement
806 with the complainant or submits to the department satisfactory
807 evidence of final adjudication in favor of such licensee. An agreement
808 between the licensee and the complainant shall not preclude the
809 commissioner from proceeding to take action if the commissioner has
810 reason to believe that the licensee has violated any provision of section
811 14-64. A decision by the commissioner not to take action against the
812 licensee shall be without prejudice to the claim of the customer; and
813 neither the fact that the department has determined not to proceed nor
814 the notice furnished to the parties, in accordance with this subsection,
815 shall be admissible in any civil action.

816 Sec. 25. Subsection (f) of section 14-65 of the general statutes is
817 repealed and the following is substituted in lieu thereof (*Effective July*
818 *1, 2013*):

819 (f) A violation of subsection (a) of this section shall be a class B
820 misdemeanor. Each person, firm or corporation that conducts an
821 auction sale in accordance with any of the provisions of this section
822 shall be subject to the provisions of sections 14-149 and 14-149a and to
823 the penalties provided for violations of said sections. Each such

824 person, firm or corporation that sells any motor vehicle with an
825 odometer reading that has been turned back or changed on the most
826 recent assignment of ownership prior to the auction sale shall be
827 subject to the penalties provided in section 14-106b. The commissioner
828 may, after notice and opportunity for a hearing, impose a civil penalty
829 of two thousand dollars on any licensee who violates subsection (b) of
830 this section or any regulation adopted pursuant to subsection (e) of
831 this section.

832 Sec. 26. Section 14-66 of the general statutes is repealed and the
833 following is substituted in lieu thereof (*Effective October 1, 2013*):

834 (a) (1) No person, firm or corporation shall engage in the business of
835 operating a wrecker for the purpose of towing or transporting motor
836 vehicles, including motor vehicles which are disabled, inoperative or
837 wrecked or are being removed in accordance with the provisions of
838 section 14-145, as amended by this act, 14-150, as amended by this act,
839 or 14-307, unless such person, firm or corporation is a motor vehicle
840 dealer or repairer licensed under the provisions of subpart (D) of this
841 part. (2) The commissioner shall establish and publish a schedule of
842 uniform rates and charges for the nonconsensual towing and
843 transporting of motor vehicles and for the storage of motor vehicles
844 which shall be just and reasonable. Upon petition of any person, firm
845 or corporation licensed in accordance with the provisions of this
846 section, but not more frequently than once every two years, the
847 commissioner shall reconsider the established rates and charges and
848 shall amend such rates and charges if the commissioner, after
849 consideration of the factors stated in this subdivision, determines that
850 such rates and charges are no longer just and reasonable. In
851 establishing and amending such rates and charges, the commissioner
852 may consider factors, including, but not limited to, the Consumer Price
853 Index, rates set by other jurisdictions, charges for towing and
854 transporting services provided pursuant to a contract with an
855 automobile club or automobile association licensed under the
856 provisions of section 14-67 and rates published in standard service

857 manuals. The commissioner shall hold a public hearing for the purpose
858 of obtaining additional information concerning such rates and charges.
859 (3) With respect to the nonconsensual towing or transporting and the
860 storage of motor vehicles, no such person, firm or corporation shall
861 charge more than the rates and charges published by the
862 commissioner. Any person aggrieved by any action of the
863 commissioner under the provisions of this section may take an appeal
864 therefrom in accordance with section 4-183, except venue for such
865 appeal shall be in the judicial district of New Britain.

866 (b) The commissioner, or an inspector authorized by the
867 commissioner, shall examine each wrecker, including its number,
868 equipment and identification, and shall determine the mechanical
869 condition of such wrecker and whether or not it is properly equipped
870 to do the work intended. A wrecker shall be deemed properly
871 equipped if there are two flashing yellow lights installed and mounted
872 on such wrecker that (1) show in all directions at all times, and (2)
873 indicate the full width of such wrecker. Such lights shall be mounted
874 not less than eight feet above the road surface and as close to the back
875 of the cab of such wrecker as practicable. Such lights shall be in
876 operation when such wrecker is towing a vehicle and when such
877 wrecker is at the scene of an accident or the location of a disabled
878 motor vehicle. In addition, each wrecker shall be equipped with a spot
879 light mounted so that its beam of light is directed toward the hoisting
880 equipment in the rear of such wrecker. The hoisting equipment of each
881 wrecker shall be of sufficient capacity to perform the service intended
882 and shall be securely mounted to the frame of such vehicle. A fire
883 extinguisher shall be carried at all times on each wrecker which shall
884 be in proper working condition, mounted in a permanent bracket on
885 each wrecker and have a minimum rating of eight bc. A set of three
886 flares in operating condition shall be carried at all times on each
887 wrecker and shall be used between the periods of one-half hour after
888 sunset and one-half hour before sunrise when the wrecker is parked on
889 a highway while making emergency repairs or preparing to pick up a
890 disabled vehicle to remove it from a highway or adjoining property.

891 No registrant or operator of any wrecker shall offer to give any
892 gratuities or inducements of any kind to any police officer or other
893 person in order to obtain towing business or recommendations for
894 towing or storage of, or estimating repairs to, disabled vehicles. No
895 licensee shall require the owner to sign a contract for the repair of such
896 owner's damaged vehicle as part of the towing consideration or to sign
897 an order for the repair of, or authorization for estimate until the tow
898 job has been completed. No licensee shall tow a vehicle in such a
899 negligent manner as to cause further damage to the vehicle being
900 towed.

901 (c) Each wrecker used for towing or transporting motor vehicles
902 shall be registered as a wrecker by the commissioner for a fee of one
903 hundred twenty-five dollars. Each such registration shall be renewed
904 biennially according to renewal schedules established by the
905 commissioner so as to effect staggered renewal of all such
906 registrations. If the adoption of a staggered system results in the
907 expiration of any registration more or less than two years from its
908 issuance, the commissioner may charge a prorated amount for such
909 registration fee.

910 (d) An owner of a wrecker may apply to the commissioner for a
911 general distinguishing number and number plate for the purpose of
912 displaying such number plate on a motor vehicle temporarily in the
913 custody of such owner and being towed or transported by such owner.
914 The commissioner shall issue such number and number plate to an
915 owner of a wrecker (1) who has complied with the requirements of this
916 section, and (2) whose wrecker is equipped in accordance with
917 subsection (b) of this section. The commissioner shall charge a fee to
918 cover the cost of issuance and renewal of such number plates.

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

924 (f) The provisions of this section shall not apply to [: (1) Any] any
925 person, firm, [or] corporation [licensed as a motor vehicle dealer under
926 the provisions of subpart (D) of this part, towing] or association: (1)
927 Towing or transporting a motor vehicle, [for salvage purposes,]
928 provided such person, firm, [or] corporation or association is licensed
929 as a motor vehicle dealer pursuant to the provisions of subpart (D) of
930 this part and does not offer direct towing or [wrecker service]
931 transporting to the public or engage in nonconsensual towing or
932 transporting; (2) [any person, firm or corporation] operating as an
933 automobile club or automobile association licensed under section 14-
934 67; (3) [any person, firm or corporation] operating as a motor vehicle
935 recycler licensed under section 14-67l or any contractor of such
936 recycler, provided such recycler or its contractor does not offer towing
937 or transporting to the public or engage in nonconsensual towing or
938 transporting; (4) [any person, firm or corporation engaged] engaging
939 in the business of repossession of motor vehicles for lending
940 institutions, provided it does not offer direct towing or transporting
941 unless licensed as a motor vehicle dealer under the provisions of
942 subpart (D) of this part; [or] (5) [any person, firm or corporation]
943 towing motor vehicles owned or leased by such person, firm,
944 association or corporation; (6) towing or transporting motor vehicles
945 for hire, with the appropriate operating authority, as defined in 49 CFR
946 390.5, as amended from time to time, provided such person, firm,
947 corporation or association does not offer towing or transporting to the
948 public or engage in nonconsensual towing or transporting; or (7)
949 towing motor vehicles to or from an auction conducted by a dealer
950 licensed pursuant to the provisions of subpart (D) of this part,
951 provided such person, firm, corporation or association does not offer
952 direct towing or transporting to the public or engage in nonconsensual
953 towing or transporting.

954 (g) For the purposes of this section, "nonconsensual towing or
955 transporting" means the towing or transporting of a motor vehicle in
956 accordance with the provisions of section 14-145, as amended by this
957 act, or for which arrangements are made by order of a law enforcement

958 officer or traffic authority, as defined in section 14-297.

959 (h) Any person, firm, corporation or association that violates the
960 provisions of this section shall, for a first offense, be deemed to have
961 committed an infraction and for a second or subsequent offense, shall
962 be guilty of a class D misdemeanor.

963 Sec. 27. Section 14-69 of the general statutes is repealed and the
964 following is substituted in lieu thereof (*Effective July 1, 2013*):

965 (a) No person shall engage in the business of conducting a drivers'
966 school without being licensed by the Commissioner of Motor Vehicles.
967 An application for a license shall be in writing and shall contain such
968 information as the commissioner requires. Each applicant for a license
969 shall be fingerprinted before such application is approved. The
970 commissioner shall subject each applicant for a license to state and
971 national criminal history records checks conducted in accordance with
972 section 29-17a, and a check of the state child abuse and neglect registry
973 established pursuant to section 17a-101k. If any such applicant has a
974 criminal record or is listed on the state child abuse and neglect registry,
975 the commissioner shall make a determination of whether to issue a
976 license to conduct a drivers' school in accordance with the standards
977 and procedures set forth in section 14-44 and the regulations adopted
978 pursuant to said section. If the application is approved, the applicant
979 shall be granted a license upon the payment of a fee of seven hundred
980 dollars and a deposit with the commissioner of cash or a bond of a
981 surety company authorized to do business in this state, conditioned on
982 the faithful performance by the applicant of any contract to furnish
983 instruction, in either case in such amount as the commissioner may
984 require, such cash or bond to be held by the commissioner to satisfy
985 any execution issued against such school in a cause arising out of
986 failure of such school to perform such contract. For each additional
987 place of business of such school, the commissioner shall charge a fee of
988 one hundred seventy-six dollars, except if the licensee opens an
989 additional place of business with one year or less remaining on the
990 term of its license, the commissioner shall charge a fee of eighty-eight

991 dollars for each such additional place of business for the year or any
992 part thereof remaining on the term of such license. No license shall be
993 required in the case of any board of education, or any public, private
994 or parochial school, which conducts a course in driver education
995 established in accordance with sections 14-36e and 14-36f. A license so
996 issued shall be valid for two years. The commissioner shall issue a
997 license certificate or certificates to each licensee, one of which shall be
998 displayed in each place of business of the licensee. In case of the loss,
999 mutilation or destruction of a certificate, the commissioner shall issue a
1000 duplicate upon proof of the facts and the payment of a fee of twenty
1001 dollars.

1002 (b) The biennial fee for the renewal of a license shall be seven
1003 hundred dollars and the biennial renewal fee for each additional place
1004 of business shall be one hundred seventy-six dollars, except if the
1005 licensee opens an additional place of business with one year or less
1006 remaining on the term of its license, the commissioner shall charge a
1007 fee of eighty-eight dollars for each such additional place of business for
1008 the year or any part thereof remaining on the term of such license. If
1009 the commissioner has not received a complete renewal application and
1010 all applicable renewal fees on or before the expiration date of an
1011 applicant's license, the commissioner shall charge such applicant, in
1012 addition to such renewal fees, a late fee of seven hundred dollars.

1013 (c) Any person who engages in the business of conducting a drivers'
1014 school without being licensed in accordance with this section shall be
1015 guilty of a class B misdemeanor.

1016 Sec. 28. Subsection (d) of section 14-73 of the general statutes is
1017 repealed and the following is substituted in lieu thereof (*Effective July*
1018 *1, 2013*):

1019 (d) The commissioner shall conduct such written, oral and practical
1020 examinations as he deems necessary to determine whether an
1021 applicant has sufficient skill in the operation of motor vehicles to
1022 ensure their safe operation, a satisfactory knowledge of the motor

1023 vehicle laws and the ability to impart such skill and knowledge to
1024 others. If the applicant successfully completes the examinations and
1025 meets all other requirements of this section, the commissioner shall
1026 issue an instructor's license to such applicant. The license shall be valid
1027 for use only in connection with [the business of the] a drivers' school or
1028 schools [listed on the license] licensed pursuant to section 14-69, as
1029 amended by this act. If the applicant fails the examination, such
1030 applicant may apply for reexamination after [one month] five days.
1031 The license and the license renewal shall be valid for two years.

1032 Sec. 29. Subsection (b) of section 14-145 of the general statutes is
1033 repealed and the following is substituted in lieu thereof (*Effective July*
1034 *1, 2013*):

1035 (b) When such motor vehicle is towed or otherwise removed by a
1036 wrecker licensed under section 14-66, as amended by this act, the
1037 licensee or operator of the wrecker shall notify the local police
1038 department of the tow or removal within two hours. Such notification
1039 shall be submitted in writing or transmitted by facsimile or electronic
1040 mail and the record of such notification shall be retained by such
1041 licensee in accordance with the provisions of section 14-66b. No such
1042 licensee or operator may charge a storage fee for such motor vehicle
1043 for the time it is stored prior to such notification. If the motor vehicle is
1044 not claimed by its owner within the time periods specified in
1045 subsection (e) of section 14-150, as amended by this act, the licensee or
1046 operator of the wrecker or of the garage where such motor vehicle is
1047 stored may dispose of it in accordance with the provisions of
1048 subsection (e) of section 14-150, as amended by this act.

1049 Sec. 30. Section 14-163c of the general statutes is repealed and the
1050 following is substituted in lieu thereof (*Effective July 1, 2013*):

1051 (a) The Commissioner of Motor Vehicles may adopt regulations, in
1052 accordance with the provisions of chapter 54, which incorporate by
1053 reference the standards set forth in 49 CFR Parts 382 to 397, inclusive,
1054 as amended. Such regulations, adopted by reference to the provisions

1055 of 49 CFR Parts 382 to 397, inclusive, as amended, may be made
1056 applicable to any motor vehicle or motor carrier, as defined in 49 CFR
1057 Part 390, which (1) is in intrastate commerce and has a gross vehicle
1058 weight rating or gross combination weight rating or gross vehicle
1059 weight or gross combination weight of eighteen thousand one or more
1060 pounds; or (2) is in interstate commerce and has a gross vehicle weight
1061 rating or gross combination weight rating or gross vehicle weight or
1062 gross combination weight of ten thousand one or more pounds; or (3)
1063 (A) is designed or used to transport more than eight passengers,
1064 including the driver, for compensation, [except a student
1065 transportation vehicle, as defined in section 14-212,] or (B) is designed
1066 or used to transport more than fifteen passengers, including the driver,
1067 and is not used to transport passengers for compensation; or (4) is used
1068 in the transportation of hazardous materials in a quantity requiring
1069 placarding under the Hazardous Materials Transportation Act, 49 USC
1070 App. 1801 to 1813, inclusive, unless exempted under the provisions of
1071 the code or the provisions of subsection (b) of this section.

1072 (b) The provisions relative to maximum hours of service for drivers
1073 as set forth in 49 CFR Part 395, and as adopted by reference in
1074 regulations adopted pursuant to subsection (a) of this section, shall not
1075 apply to any driver of a utility service vehicle, as defined in 49 CFR
1076 Section 395.2, as amended.

1077 (c) The Commissioner of Motor Vehicles may grant variations or
1078 exemptions from, or approve equivalent or alternate compliance with,
1079 particular provisions of 49 CFR Parts 382 to 397, inclusive, as amended,
1080 when strict compliance with such provisions would entail practical
1081 difficulty or unnecessary hardship or would be otherwise adjudged
1082 unwarranted, provided any such variation, exemption, approved
1083 equivalent or alternate compliance shall, in the opinion of the
1084 commissioner, secure the public safety.

1085 (d) Any state or municipal police officer or motor vehicle inspector
1086 may (1) inspect any motor vehicle specified in subsection (a) of this
1087 section in operation and examine its operator to determine compliance

1088 with the provisions of 49 CFR Parts 100 to 199, inclusive, as amended,
1089 and 49 CFR Parts 382 to 397, inclusive, as amended, (2) enter upon the
1090 premises of any motor carrier, as defined in 49 CFR Section 390.5, as
1091 amended, for the purpose of inspecting and copying records
1092 maintained by such motor carrier, (3) conduct a safety rating
1093 procedure, safety audit or compliance review, in accordance with the
1094 provisions of 49 CFR Part 385, as amended, for any motor carrier that
1095 owns or operates any motor vehicle identified in subsection (a) of this
1096 section and, subject to notice and opportunity for hearing in
1097 accordance with the provisions of chapter 54, order any motor carrier
1098 with an unsatisfactory safety rating to cease operations until such time
1099 as it achieves a satisfactory rating, (4) declare a motor vehicle or its
1100 operator out of service, [as provided in 49 CFR Section 395.13 and
1101 Section 396.9, as amended,] or (5) issue an infractions complaint under
1102 the provisions of this section, provided such officer or inspector meets
1103 the standards established by the commissioner, in consultation with
1104 the Commissioner of Emergency Services and Public Protection, in
1105 regulations adopted in accordance with the provisions of chapter 54.

1106 (e) (1) Any person who violates the provisions of this section or any
1107 regulations adopted under this section shall, for a first violation, have
1108 committed an infraction. (2) The commissioner may impose a civil
1109 penalty on any person for a second or subsequent violation of the
1110 provisions of this section or any regulations adopted under this section
1111 if the acts or conduct on which the conviction is based arise out of the
1112 operation of a motor vehicle in intrastate commerce and would, if such
1113 acts or conduct had occurred with respect to operation of a motor
1114 vehicle in interstate commerce, have subjected such person to a civil
1115 penalty under the provisions of 49 CFR Parts 382 to 397, inclusive, as
1116 amended. The commissioner may adopt regulations, in accordance
1117 with the provisions of chapter 54, to specify the amount of such civil
1118 penalty provided such amount shall be not less than one thousand
1119 dollars nor more than ten thousand dollars. Any person notified of the
1120 assessment of a civil penalty under the provisions of this subsection
1121 shall be entitled to an opportunity for an administrative hearing in

1122 accordance with the provisions of chapter 54. If any person fails to
1123 comply with the terms of a final decision and order of the
1124 commissioner made pursuant to this subsection, the commissioner
1125 may suspend any motor vehicle registration issued to such person or
1126 such person's privilege to register any motor vehicle in this state, or
1127 prohibit the operation of any motor vehicle owned or operated by such
1128 person, until such person complies with the terms of such final
1129 decision and order. As used in this section, "person" includes any
1130 motor carrier, as defined in 49 CFR Section 390.5, as amended.

1131 Sec. 31. Section 14-188 of the general statutes is amended by adding
1132 subsection (e) as follows (*Effective July 1, 2013*):

1133 (NEW) (e) Any security interest in a vehicle that was originally
1134 perfected by a financial institution or other institution that (1) is no
1135 longer in existence, and (2) did not execute a release of such security
1136 interest, in accordance with subsections (a) to (c), inclusive, of this
1137 section, shall be deemed to be dissolved not earlier than ten years after
1138 such security interest was perfected if the debtor's records cannot be
1139 located by any successor institution to such financial or other
1140 institution.

1141 Sec. 32. Subsection (h) of section 14-267a of the general statutes is
1142 repealed and the following is substituted in lieu thereof (*Effective July*
1143 *1, 2013*):

1144 (h) Whenever signs are displayed on a public highway, indicating
1145 that a scale is in operation and directing the driver of a [commercial
1146 vehicle] motor vehicle described in subsection (a) of section 14-163c, as
1147 amended by this act, to stop at the weighing area, the driver shall stop
1148 and, in accordance with the directions of any state police officer,
1149 [Department of Emergency Services and Public Protection employee
1150 designated by the Commissioner of Emergency Services and Public
1151 Protection,] local police officer, Department of Motor Vehicles
1152 inspector, or Department of [Transportation] Motor Vehicles employee
1153 designated by the Commissioner of [Transportation] Motor Vehicles,

1154 allow the vehicle to be weighed or inspected.

1155 Sec. 33. Section 14-267c of the general statutes is repealed and the
1156 following is substituted in lieu thereof (*Effective July 1, 2013*):

1157 The owner of a commercial motor vehicle that is equipped with an
1158 auxiliary power or idle reduction technology unit shall, subject to the
1159 conditions described in this section, be granted a weight tolerance
1160 exemption from the gross, total axle, total tandem or bridge formula
1161 weight limits established by section 14-267a, as amended by this act.
1162 Such weight tolerance exemption shall authorize the operation of such
1163 commercial motor vehicle with additional weight equal to the actual
1164 weight of the auxiliary power or idle reduction technology unit, but
1165 not exceeding [four] five hundred fifty pounds. Such exemption may
1166 be granted by any official or law enforcement officer authorized to
1167 enforce the provisions of said section 14-267a, as amended by this act.
1168 To qualify for a weight tolerance exemption, an owner may be
1169 required to produce a written certification of the weight of such unit,
1170 and to show, by means of a written certification or physical
1171 demonstration, that the unit is fully functional at all times. As used in
1172 this section, "auxiliary power or idle reduction technology unit" means
1173 an integrated system, other than the vehicle's engine, that provides
1174 heat, air conditioning, engine warming, electric components or power
1175 to do the work for which the vehicle is designed.

1176 Sec. 34. Subsection (e) of section 14-286 of the general statutes is
1177 repealed and the following is substituted in lieu thereof (*Effective July*
1178 *1, 2013*):

1179 (e) As used in this section: (1) "Sidewalk" means any sidewalk laid
1180 out as such by any town, city or borough, and any walk which is
1181 reserved by custom for the use of pedestrians, or which has been
1182 specially prepared for their use. "Sidewalk" does not include
1183 crosswalks and does not include footpaths on portions of public
1184 highways outside thickly settled parts of towns, cities and boroughs,
1185 which are worn only by travel and are not improved by such towns,

1186 cities or boroughs or by abutters; (2) "bicycle" includes all vehicles
1187 propelled by the person riding the same by foot or hand power; and
1188 (3) "motor-driven cycle" means any motorcycle, motor scooter or
1189 bicycle with an attached motor with a seat height of not less than
1190 twenty-six inches and a motor [that produces five brake horsepower or
1191 less] having a capacity of less than fifty cubic centimeters piston
1192 displacement.

1193 Sec. 35. Subsection (c) of section 14-286b of the general statutes is
1194 repealed and the following is substituted in lieu thereof (*Effective July*
1195 *1, 2013*):

1196 (c) No person riding upon any bicycle, motor-driven cycle, roller
1197 skates, skis, sled, skateboard, coaster, [or] toy vehicle or any other
1198 vehicle not designed or intended to be towed shall attach the same or
1199 [himself] such person to any vehicle moving or about to move on a
1200 public roadway nor shall the operator of such vehicle knowingly
1201 permit any person riding a bicycle, motor-driven cycle, roller skates,
1202 skis, skateboard, coaster, sled, [or] toy vehicle or any other vehicle not
1203 designed or intended to be towed to attach the same or [himself] such
1204 person to such vehicle so operated or about to be operated, provided
1205 any person operating a bicycle solely by foot or hand power may
1206 attach a bicycle trailer or semitrailer thereto, provided such trailer or
1207 semitrailer is designed for such attachment.

1208 Sec. 36. Section 14-289d of the general statutes is repealed and the
1209 following is substituted in lieu thereof (*Effective July 1, 2013*):

1210 (a) The Commissioner of Motor Vehicles shall issue regulations, in
1211 accordance with nationally accepted standards, concerning
1212 specifications for vision-protecting devices, including but not limited
1213 to goggles, glasses, face shields, windshields and wind screens for use
1214 by operators of motorcycles and motor-driven cycles.

1215 (b) Failure to wear either goggles, glasses or a face shield of a type
1216 which conforms to the minimum specifications as called for by such

1217 regulations shall be an infraction. The provisions of this subsection
1218 shall not apply to operators of motorcycles and motor-driven cycles
1219 equipped with a wind screen or windshield which conforms to the
1220 minimum specifications called for by such regulations.

1221 Sec. 37. Section 14-296aa of the general statutes is repealed and the
1222 following is substituted in lieu thereof (*Effective October 1, 2013*):

1223 (a) For purposes of this section, the following terms have the
1224 following meanings:

1225 (1) "Mobile telephone" means a cellular, analog, wireless or digital
1226 telephone capable of sending or receiving telephone communications
1227 without an access line for service.

1228 (2) "Using" or "use" means holding a hand-held mobile telephone to,
1229 or in the immediate proximity of, the user's ear.

1230 (3) "Hand-held mobile telephone" means a mobile telephone with
1231 which a user engages in a call using at least one hand.

1232 (4) "Hands-free accessory" means an attachment, add-on, built-in
1233 feature, or addition to a mobile telephone, whether or not permanently
1234 installed in a motor vehicle, that, when used, allows the vehicle
1235 operator to maintain both hands on the steering wheel.

1236 (5) "Hands-free mobile telephone" means a hand-held mobile
1237 telephone that has an internal feature or function, or that is equipped
1238 with an attachment or addition, whether or not permanently part of
1239 such hand-held mobile telephone, by which a user engages in a call
1240 without the use of either hand, whether or not the use of either hand is
1241 necessary to activate, deactivate or initiate a function of such
1242 telephone.

1243 (6) "Engage in a call" means talking into or listening on a hand-held
1244 mobile telephone, but does not include holding a hand-held mobile
1245 telephone to activate, deactivate or initiate a function of such

1246 telephone.

1247 (7) "Immediate proximity" means the distance that permits the
1248 operator of a hand-held mobile telephone to hear telecommunications
1249 transmitted over such hand-held mobile telephone, but does not
1250 require physical contact with such operator's ear.

1251 (8) "Mobile electronic device" means any hand-held or other
1252 portable electronic equipment capable of providing data
1253 communication between two or more persons, including a text
1254 messaging device, a paging device, a personal digital assistant, a
1255 laptop computer, equipment that is capable of playing a video game or
1256 a digital video disk, or equipment on which digital photographs are
1257 taken or transmitted, or any combination thereof, but does not include
1258 any audio equipment or any equipment installed in a motor vehicle for
1259 the purpose of providing navigation, emergency assistance to the
1260 operator of such motor vehicle or video entertainment to the
1261 passengers in the rear seats of such motor vehicle.

1262 (b) (1) Except as otherwise provided in this subsection and
1263 subsections (c) and (d) of this section, no person shall operate a motor
1264 vehicle upon a highway, as defined in section 14-1, as amended by this
1265 act, while using a hand-held mobile telephone to engage in a call or
1266 while using a mobile electronic device while such vehicle is in motion.
1267 An operator of a motor vehicle who types, sends or reads a text
1268 message with a hand-held mobile telephone or mobile electronic
1269 device while such vehicle is in motion shall be in violation of this
1270 section, except that if such operator is driving a commercial motor
1271 vehicle, as defined in section 14-1, as amended by this act, such
1272 operator shall be charged with a violation of subsection (e) of this
1273 section.

1274 (2) An operator of a motor vehicle who holds a hand-held mobile
1275 telephone to, or in the immediate proximity of, his or her ear while
1276 such vehicle is in motion is presumed to be engaging in a call within
1277 the meaning of this section. The presumption established by this

1278 subdivision is rebuttable by evidence tending to show that the
1279 operator was not engaged in a call.

1280 (3) The provisions of this subsection shall not be construed as
1281 authorizing the seizure or forfeiture of a hand-held mobile telephone
1282 or a mobile electronic device, unless otherwise provided by law.

1283 (4) Subdivision (1) of this subsection shall not apply to: (A) The use
1284 of a hand-held mobile telephone for the sole purpose of
1285 communicating with any of the following regarding an emergency
1286 situation: An emergency response operator; a hospital, physician's
1287 office or health clinic; an ambulance company; a fire department; or a
1288 police department, or (B) any of the following persons while in the
1289 performance of their official duties and within the scope of their
1290 employment: A peace officer, as defined in subdivision (9) of section
1291 53a-3, a firefighter or an operator of an ambulance or authorized
1292 emergency vehicle, as defined in section 14-1, as amended by this act,
1293 or a member of the armed forces of the United States, as defined in
1294 section 27-103, while operating a military vehicle, or (C) the use of a
1295 hand-held radio by a person with an amateur radio station license
1296 issued by the Federal Communications Commission, or (D) the use of a
1297 hands-free mobile telephone.

1298 (c) No person shall use a hand-held mobile telephone or other
1299 electronic device, including those with hands-free accessories, or a
1300 mobile electronic device while operating a moving school bus that is
1301 carrying passengers, except that this subsection shall not apply to (1) a
1302 school bus driver who places an emergency call to school officials, or
1303 (2) the use of a hand-held mobile telephone as provided in
1304 subparagraph (A) of subdivision (4) of subsection (b) of this section.

1305 (d) No person under eighteen years of age shall use any hand-held
1306 mobile telephone, including one with a hands-free accessory, or a
1307 mobile electronic device while operating a moving motor vehicle on a
1308 public highway, except as provided in subparagraph (A) of
1309 subdivision (4) of subsection (b) of this section.

1310 (e) No person shall use a hand-held mobile telephone or other
1311 electronic device or type, read or send text or a text message with or
1312 from a mobile telephone or mobile electronic device while operating a
1313 commercial motor vehicle, as defined in section 14-1, as amended by
1314 this act, except for the purpose of communicating with any of the
1315 following regarding an emergency situation: An emergency response
1316 operator; a hospital; physician's office or health clinic; an ambulance
1317 company; a fire department or a police department.

1318 (f) Except as provided in subsections (b) to (e), inclusive, of this
1319 section, no person shall engage in any activity not related to the actual
1320 operation of a motor vehicle in a manner that interferes with the safe
1321 operation of such vehicle on any highway, as defined in section 14-1,
1322 as amended by this act.

1323 (g) Any law enforcement officer who issues a summons for a
1324 violation of this section shall record on such summons the specific
1325 nature of any distracted driving behavior observed by such officer.

1326 (h) Any person who violates this section shall be fined one hundred
1327 [twenty-five] fifty dollars for a first violation, [two hundred fifty] three
1328 hundred dollars for a second violation and [four] five hundred dollars
1329 for a third or subsequent violation.

1330 (i) An operator of a motor vehicle who commits a moving violation,
1331 as defined in subsection (a) of section 14-111g, while engaged in any
1332 activity prohibited by this section shall be fined in accordance with
1333 subsection (h) of this section, in addition to any penalty or fine
1334 imposed for the moving violation.

1335 (j) The state shall remit to a municipality twenty-five per cent of the
1336 fine amount received for a violation of this section with respect to each
1337 summons issued by such municipality. Each clerk of the Superior
1338 Court or the Chief Court Administrator, or any other official of the
1339 Superior Court designated by the Chief Court Administrator, shall, on
1340 or before the thirtieth day of January, April, July and October in each

1341 year, certify to the Comptroller the amount due for the previous
1342 quarter under this subsection to each municipality served by the office
1343 of the clerk or official.

1344 (k) A record of any violation of this section shall appear on the
1345 driving history record or motor vehicle record, as defined in section
1346 14-10, of any person who commits such violation, and the record of
1347 such violation shall be available to any motor vehicle insurer in
1348 accordance with the provisions of section 14-10.

1349 Sec. 38. Section 14-381 of the general statutes is repealed and the
1350 following is substituted in lieu thereof (*Effective October 1, 2013*):

1351 Any owner required to register a snowmobile or all-terrain vehicle
1352 shall apply to the commissioner and shall file evidence of ownership
1353 by affidavit or document. Upon receipt of an application in proper
1354 form and the registration fee, the commissioner shall assign an
1355 identification number and provide the owner with a certificate of
1356 registration and registration plate. The registration plate, which shall
1357 be affixed by the owner, shall be displayed on the snowmobile or all-
1358 terrain vehicle at a place and in a manner prescribed by the
1359 commissioner. In addition to such registration plate, each snowmobile
1360 and all-terrain vehicle so registered shall display its registration
1361 number on each side of its front section, midway between the top and
1362 bottom of said front section, in letters or numbers at least three inches
1363 in height and made of a reflective material. The certificate of
1364 registration shall be carried on such snowmobile or all-terrain vehicle
1365 and shall be available for inspection whenever such snowmobile or all-
1366 terrain vehicle is being operated. The owner shall pay a fee of twenty
1367 dollars for each snowmobile or all-terrain vehicle so registered. Each
1368 such certificate of registration shall expire [biennially on the last day of
1369 March] two years after the date such certificate of registration was
1370 issued.

1371 Sec. 39. Subsection (b) of section 38a-364 of the general statutes is
1372 repealed and the following is substituted in lieu thereof (*Effective*

1373 *October 1, 2013*):

1374 (b) Each insurance company that issues private passenger motor
1375 vehicle liability insurance providing the security required by sections
1376 38a-19 and 38a-363 to 38a-388, inclusive, shall issue annually to each
1377 such insured an automobile insurance identification card, in duplicate,
1378 for each insured vehicle, one of which shall be presented to the
1379 commissioner as provided in section 14-12b, as amended by this act,
1380 and the other carried in the vehicle as provided in section 14-13. Except
1381 as provided in subsection (c) of this section, such card shall be effective
1382 for a period of one year and shall include the name of the insured and
1383 insurer, the policy number, the effective date of coverage, the year,
1384 make or model and vehicle identification number of the insured
1385 vehicle, the company code number assigned to the insurer by the
1386 National Association of Insurance Commissioners and an appropriate
1387 space wherein the insured may set forth the year, make or model and
1388 vehicle identification number of any private passenger motor vehicle
1389 that becomes covered as a result of a change in the covered vehicle
1390 during the effective period of the identification card. When an insured
1391 has five or more private passenger motor vehicles registered in this
1392 state, the insurer may use the designation "all owned vehicles" on each
1393 card in lieu of a specific vehicle description. Each insurance company
1394 that delivers, issues for delivery or renews such private passenger
1395 motor vehicle liability insurance in this state shall include on such
1396 card, the following notice, printed in capital letters and boldface type:

1397

NOTICE:

1398 **YOU HAVE THE RIGHT TO CHOOSE THE LICENSED REPAIR**
1399 **SHOP WHERE THE DAMAGE TO YOUR MOTOR VEHICLE WILL**
1400 **BE REPAIRED.**

1401 Sec. 40. Subsection (c) of section 38a-364 of the general statutes is
1402 repealed and the following is substituted in lieu thereof (*Effective*
1403 *October 1, 2013*):

1404 (c) Whenever a binder for such insurance is issued by an agent, the
1405 agent shall also issue a temporary identification card, in duplicate, for
1406 each covered vehicle effective for a period of sixty days from the date
1407 on which the binder becomes effective. Such temporary cards shall
1408 include the name of the insured and insurer, the company code
1409 number assigned to the insurer by the National Association of
1410 Insurance Commissioners, the printed name and signature of the agent
1411 or authorized representative, the effective date of the binder, the policy
1412 number or, if such number is not available, the agent's code number
1413 and the year, make or model and vehicle identification number of the
1414 insured vehicle.

1415 Sec. 41. Subsection (a) of section 38a-683 of the general statutes is
1416 repealed and the following is substituted in lieu thereof (*Effective July*
1417 *1, 2013*):

1418 (a) The premium charges for a private passenger nonfleet
1419 automobile under an automobile liability or physical damage
1420 insurance policy for any principal operator who has attained the age of
1421 sixty years and has submitted proof of successful completion of [a
1422 four-hour] an accident prevention course of not less than four hours
1423 approved by the Commissioner of Motor Vehicles shall be
1424 appropriately modified to reflect such operator's reduced exposure to
1425 loss. Such course shall be completed within one year prior to the initial
1426 application of the discount or, for subsequent applications of the
1427 discount, within one year of the expiration of the current discount
1428 period. If proof of successful completion of such course is submitted
1429 during the term of a policy, any premium modification shall become
1430 effective upon the next renewal. A minimum discount of five per cent
1431 shall be applicable to premium charges for such automobile for
1432 policies effective on and after July 1, 1983. The discount shall apply to
1433 the premium charges for the automobile for at least twenty-four
1434 months. This section shall not apply to any group automobile
1435 insurance policy issued pursuant to section 38a-803 under which
1436 premiums are broadly averaged for the group rather than determined

1437 individually.

1438 Sec. 42. Subsection (c) of section 54-33a of the general statutes is
1439 repealed and the following is substituted in lieu thereof (*Effective July*
1440 *1, 2013*):

1441 (c) A warrant may issue only on affidavit sworn to by the
1442 complainant or complainants before the judge or judge trial referee
1443 and establishing the grounds for issuing the warrant, which affidavit
1444 shall be part of the arrest file. If the judge or judge trial referee is
1445 satisfied that grounds for the application exist or that there is probable
1446 cause to believe that they exist, the judge or judge trial referee shall
1447 issue a warrant identifying the property and naming or describing the
1448 person, place or thing to be searched. The warrant shall be directed to
1449 any police officer of a regularly organized police department or any
1450 state police officer, to an inspector in the Division of Criminal Justice,
1451 [or] to a conservation officer, special conservation officer or patrolman
1452 acting pursuant to section 26-6 or to a sworn motor vehicle inspector
1453 acting under the authority of section 14-8. The warrant shall state the
1454 date and time of its issuance and the grounds or probable cause for its
1455 issuance and shall command the officer to search within a reasonable
1456 time the person, place or thing named, for the property specified. The
1457 inadvertent failure of the issuing judge or judge trial referee to state on
1458 the warrant the time of its issuance shall not in and of itself invalidate
1459 the warrant.

1460 Sec. 43. Subsection (c) of section 54-56e of the general statutes is
1461 repealed and the following is substituted in lieu thereof (*Effective*
1462 *January 1, 2014*):

1463 (c) This section shall not be applicable: (1) To any person charged
1464 with a class A felony, a class B felony, except a violation of section 53a-
1465 122 that does not involve the use, attempted use or threatened use of
1466 physical force against another person, or a violation of section 14-227a,
1467 as amended by this act, subdivision (2) of subsection (a) of section
1468 53-21, section 53a-56b, 53a-60d, 53a-70, 53a-70a, 53a-70b, 53a-71, 53a-

1469 72a, 53a-72b, 53a-90a, 53a-196e or 53a-196f, (2) to any person charged
1470 with a crime or motor vehicle violation who, as a result of the
1471 commission of such crime or motor vehicle violation, causes the death
1472 of another person, (3) to any person accused of a family violence crime
1473 as defined in section 46b-38a who (A) is eligible for the pretrial family
1474 violence education program established under section 46b-38c, or (B)
1475 has previously had the pretrial family violence education program
1476 invoked in such person's behalf, (4) to any person charged with a
1477 violation of section 21a-267 or 21a-279 who (A) is eligible for the
1478 pretrial drug education program established under section 54-56i, or
1479 (B) has previously had the pretrial drug education program invoked in
1480 such person's behalf, (5) unless good cause is shown, to any person
1481 charged with a class C felony, [or] (6) to any person charged with a
1482 violation of section 9-359 or 9-359a, or (7) to any person charged with a
1483 motor vehicle violation (A) while operating a commercial motor
1484 vehicle, as defined in section 14-1, as amended by this act, or (B) who
1485 holds a commercial driver's license or commercial driver's instruction
1486 permit at the time of the violation.

1487 Sec. 44. Subsection (h) of section 54-56g of the general statutes is
1488 repealed and the following is substituted in lieu thereof (*Effective*
1489 *January 1, 2014*):

1490 (h) The provisions of this section shall not be applicable in the case
1491 of any person charged with a violation of section 14-227a, as amended
1492 by this act, (1) while operating a commercial motor vehicle, as defined
1493 in section 14-1, as amended by this act, or (2) who holds a commercial
1494 driver's license or commercial driver's instruction permit at the time of
1495 the violation.

1496 Sec. 45. Section 14-65f of the general statutes is repealed and the
1497 following is substituted in lieu thereof (*Effective October 1, 2013*):

1498 (a) (1) Prior to performing any repair work on a motor vehicle, a
1499 motor vehicle repair shop shall obtain a written authorization to
1500 perform the work, on an invoice signed by the customer, that includes

1501 an estimate in writing of the maximum cost to the customer of the
1502 parts and labor necessary for the specific job authorized. A repair shop
1503 shall not charge for work done or parts supplied without a written
1504 authorization or in excess of the estimate unless the customer gives
1505 consent orally or in writing.

1506 (2) In addition to, or as part of, the written authorization set forth in
1507 subdivision (1) of this subsection, a motor vehicle repair shop shall
1508 obtain a written acknowledgment that the customer is aware of his or
1509 her right to choose the licensed repair shop where the motor vehicle
1510 will be repaired. Such acknowledgment shall read as follows: "I am
1511 aware of my right to choose the licensed repair shop where the
1512 damage to the motor vehicle will be repaired." A repair shop shall not
1513 repair a motor vehicle without such acknowledgment, which may be
1514 transmitted by facsimile or by electronic mail.

1515 (b) If the repair shop is unable to estimate the cost of repair because
1516 the specific repairs to be performed are not known at the time the
1517 vehicle is delivered to the repair shop, the written authorization
1518 required by this section need not include an estimate of the maximum
1519 cost of parts and labor. In such a case, prior to commencing any
1520 repairs, the repair shop shall notify the customer of the work to be
1521 performed and the estimated maximum cost to the customer of the
1522 necessary parts and labor, obtain the customer's written or oral
1523 authorization and record such information on the invoice.

1524 (c) If, during the course of performing repair work, the repair shop
1525 discovers that repairs other than those authorized are needed or that
1526 the cost of authorized repairs will exceed the estimate, the repair shop
1527 shall not proceed with the repairs without first obtaining the
1528 customer's additional written or oral consent and recording such
1529 information on the invoice.

1530 (d) No repair shop shall have a claim against a motor vehicle for
1531 repairs, other than for repairs actually performed and authorized, in an
1532 amount greater than that authorized by the customer under the

1533 provisions of sections 14-65e to 14-65j, inclusive, as amended by this
1534 act.

1535 (e) If a motor vehicle is delivered to a repair shop at a time when the
1536 shop is not open for business, the authorization to repair the vehicle
1537 and the estimate of the cost of parts and labor may be given orally but
1538 shall be recorded on the invoice.

1539 (f) Unless requested by a customer, the requirement for a repair
1540 shop to furnish an advance written estimate shall not apply to repair
1541 work for which the total cost for parts and labor is less than fifty
1542 dollars.

1543 (g) Violation of any provision of this section shall be an infraction.

1544 Sec. 46. Section 14-65g of the general statutes is repealed and the
1545 following is substituted in lieu thereof (*Effective October 1, 2013*):

1546 (a) A customer may waive his right to the estimate of the costs of
1547 parts and labor required by section 14-65f, as amended by this act, only
1548 in writing in accordance with this section. Such a waiver shall include
1549 an authorization to perform reasonable and necessary repairs to
1550 remedy the problems complained of, at a cost not to exceed a fixed
1551 dollar amount. The waiver shall be signed by the customer and the
1552 customer shall be given a fully completed copy of the waiver at the
1553 time it is signed. No repair shop shall use waivers to evade its duties
1554 under sections 14-65e to 14-65j, inclusive, as amended by this act, and
1555 section 14-65l.

1556 (b) Every waiver shall be substantially in the following form:

1557 WAIVER OF ADVANCE ESTIMATE

1558 I voluntarily request that repairs be performed on my vehicle
1559 without an advance estimate of their cost. By signing this form, I
1560 authorize reasonable and necessary costs to remedy the problems
1561 complained of up to a maximum of \$..... The repair shop may not

1562 exceed this amount without my written or oral consent.

1563 Identification of Vehicle

1564 Date

1565 Time

1566

1567 Customer's Signature

1568 (c) The Commissioner of Motor Vehicles shall determine the size,
1569 type face and arrangement of the waiver form, consistent with
1570 subsection (b) of this section.

1571 (d) Each repair shop shall maintain a written record of oral consents
1572 and authorizations, which may be recorded on the invoice.

1573 (e) Prior to performing any repairs on a customer's vehicle, a repair
1574 shop shall record on the invoice in writing the following information:
1575 (1) The name and address of the customer and the telephone number
1576 at which the customer may be reached during normal working hours;
1577 (2) the date and approximate time the customer's vehicle was delivered
1578 to the repair shop; (3) the year, make and registration number of the
1579 customer's vehicle; (4) the odometer reading on the customer's vehicle;
1580 and (5) the specific repairs requested by the customer. If the customer
1581 has not requested specific repairs, the shop shall record a brief
1582 description of the nature of the problem that requires repair.

1583 (f) Any repair shop that charges for an estimate or diagnosis shall
1584 inform the customer of the amount of such charge before making the
1585 estimate or diagnosis and shall obtain the customer's consent, which
1586 consent shall be written if requested by the customer or if such charge
1587 is fifty dollars or more.

1588 (g) Violation of any provision of this section shall be an infraction.

1589 Sec. 47. Section 14-65h of the general statutes is repealed and the
1590 following is substituted in lieu thereof (*Effective October 1, 2013*):

1591 (a) All work done by a motor vehicle repair shop, including sublet
1592 repair work or repair work under warranty, shall be recorded on an
1593 invoice which shall specify the name and address of the repair shop,
1594 describe all service work done and parts supplied and state the cost of
1595 such service work and parts supplied, separately itemized. If any used
1596 parts are supplied, the invoice shall clearly state that fact. If any
1597 component system installed is composed of new and used parts, such
1598 invoice shall clearly state that fact. One copy of the invoice shall be
1599 given to the customer and one copy shall be retained by the motor
1600 vehicle repair shop. Any warranty made by a repair shop with respect
1601 to any repair work performed shall be stated in writing. If such written
1602 warranty does not include the cost of both parts and labor, it shall
1603 specifically state which is excluded from the scope of such warranty.

1604 (b) The motor vehicle repair shop shall make available to the
1605 customer, if requested by the customer at the time written or oral
1606 authorization is provided for work to be performed, all replaced parts,
1607 components or equipment. If the repair shop is required to return such
1608 parts, components or equipment to the manufacturer or other person
1609 under any warranty or rebuilding arrangement, the repair shop shall
1610 make them available to the customer for inspection only.

1611 (c) Violation of any provision of this section shall be an infraction.

1612 Sec. 48. Section 14-65i of the general statutes is repealed and the
1613 following is substituted in lieu thereof (*Effective October 1, 2013*):

1614 (a) Each motor vehicle repair shop shall prominently display a sign
1615 twenty-four inches by thirty-six inches in each area of its premises
1616 where work orders are placed by customers. The sign, which shall be
1617 in boldface type, shall read as follows:

1618 THIS ESTABLISHMENT IS LICENSED WITH THE

1619 STATE DEPARTMENT OF MOTOR VEHICLES.

1620 EACH CUSTOMER IS ENTITLED TO...

1621 _____

1622 1. A WRITTEN ESTIMATE FOR REPAIR WORK.

1623 2. A DETAILED INVOICE OF WORK DONE AND PARTS
1624 SUPPLIED.

1625 3. RETURN OF REPLACED PARTS, PROVIDED THE REQUEST IS
1626 MADE AT THE TIME WRITTEN OR ORAL AUTHORIZATION IS
1627 PROVIDED FOR WORK TO BE PERFORMED.

1628 _____

1629 NO REPAIR WORK MAY BE UNDERTAKEN ON A VEHICLE
1630 WITHOUT THE AUTHORIZATION OF THE CUSTOMER.

1631 NO CHARGES FOR REPAIR MAY BE MADE IN EXCESS OF THE
1632 WRITTEN ESTIMATE WITHOUT THE WRITTEN OR ORAL
1633 CONSENT OF THE CUSTOMER.

1634 _____

1635 QUESTIONS CONCERNING THE ABOVE SHOULD BE DIRECTED
1636 TO THE MANAGER OF THIS REPAIR FACILITY.

1637 UNRESOLVED QUESTIONS REGARDING SERVICE WORK MAY BE
1638 SUBMITTED TO:

1639 _____

1640 DEPARTMENT OF MOTOR VEHICLES

1641 DEALER REPAIR DIVISION

1642 60 STATE STREET, WETHERSFIELD, CONNECTICUT

1643 TELEPHONE:

1644 HOURS OF OPERATION:

1645 (b) Each motor vehicle repair shop shall post a sign, as required by
1646 this subsection, in each area of its premises where work orders are
1647 placed by customers. The sign shall state: (1) The hourly charge for
1648 labor; (2) the conditions, if any, under which the shop may impose
1649 charges for storage, and the amount of any such charges; and (3) the
1650 charge, if any, for a diagnosis.

1651 (c) Each motor vehicle repair shop shall prominently display a sign
1652 in each area of its premises where work orders are placed by
1653 customers. The sign, which shall be in boldface type, shall read as
1654 follows:

1655 NOTICE:

1656 THE CUSTOMER HAS THE RIGHT TO CHOOSE THE LICENSED
1657 REPAIR SHOP WHERE THE DAMAGE TO HIS OR HER MOTOR
1658 VEHICLE WILL BE REPAIRED.

1659 (d) The Commissioner of Motor Vehicles shall determine the size,
1660 type face and form of the signs required by this section.

1661 (e) Violation of any provision of this section shall be an infraction.

1662 Sec. 49. Section 14-65j of the general statutes is repealed and the
1663 following is substituted in lieu thereof (*Effective October 1, 2013*):

1664 (a) No repair shop shall make any statement to a customer which it
1665 knows or should know to be false or misleading. Such statements
1666 include, but are not limited to, statements as to the necessity of repairs,
1667 the condition of the customer's vehicle, and whether particular repairs
1668 have been performed by the shop.

1669 (b) No repair shop shall charge a customer for repairs which have
1670 not been performed.

1671 (c) A repair shop shall complete repairs on a motor vehicle on the
1672 same business day the vehicle is delivered to the repair shop by the
1673 customer, unless: (1) The customer is informed at the time the vehicle
1674 is delivered that repairs will not be completed on the day of delivery;
1675 (2) the customer consents to a later date of completion; or (3) as soon as
1676 it learns that repairs will not be completed on the day of delivery, the
1677 repair shop makes reasonable efforts to notify the customer and obtain
1678 consent but is unable to contact the customer. Such efforts shall be
1679 included in the record required by subsection (d) of section 14-65g, as
1680 amended by this act.

1681 (d) The Commissioner of Motor Vehicles shall adopt regulations in
1682 accordance with chapter 54 to carry out the provisions of sections 14-
1683 65e to 14-65j, inclusive, as amended by this act.

1684 (e) A violation of subsection (a) or (b) of this section shall be a class
1685 B misdemeanor.

1686 Sec. 50. Subsection (b) of section 14-36 of the general statutes is
1687 repealed and the following is substituted in lieu thereof (*Effective from*
1688 *passage*):

1689 (b) (1) A person eighteen years of age or older who does not hold a
1690 motor vehicle operator's license may not operate a motor vehicle on
1691 the public highways of the state for the purpose of instruction until
1692 such person has applied for and obtained an adult instruction permit
1693 from the commissioner. Such person shall not be eligible for an adult
1694 instruction permit if such person has had a motor vehicle operator's
1695 license or privilege suspended or revoked. An adult instruction permit
1696 shall entitle the holder, while such holder has the permit in his or her
1697 immediate possession, to operate a motor vehicle on the public
1698 highways, provided such holder is under the instruction of, and
1699 accompanied by, a person who holds an instructor's license issued
1700 under the provisions of section 14-73, as amended by this act, or a
1701 person twenty years of age or older who has been licensed to operate,
1702 for at least four years preceding the instruction, a motor vehicle of the

1703 same class as the motor vehicle being operated and who has not had
1704 his or her motor vehicle operator's license suspended by the
1705 commissioner during the four-year period preceding the instruction.
1706 The Commissioner of Motor Vehicles shall not issue a motor vehicle
1707 operator's license to any person holding an adult instruction permit
1708 who has held such permit for less than ninety days unless such person
1709 (A) is a member of the armed forces on active duty outside the state, or
1710 (B) has previously held a Connecticut motor vehicle operator's license.
1711 (2) A person holding a valid out-of-state motor vehicle operator's
1712 license may operate a motor vehicle for a period of thirty days
1713 following such person's establishment of residence in Connecticut, if
1714 the motor vehicle is of the same class as that for which his or her out-
1715 of-state motor vehicle operator's license was issued. (3) No person may
1716 cause or permit the operation of a motor vehicle by a person under
1717 sixteen years of age.

1718 Sec. 51. Subsection (g) of section 14-227a of the general statutes is
1719 repealed and the following is substituted in lieu thereof (*Effective July*
1720 *1, 2013*):

1721 (g) Any person who violates any provision of subsection (a) of this
1722 section shall: (1) For conviction of a first violation, (A) be fined not less
1723 than five hundred dollars or more than one thousand dollars, and (B)
1724 be (i) imprisoned not more than six months, forty-eight consecutive
1725 hours of which may not be suspended or reduced in any manner, or
1726 (ii) imprisoned not more than six months, with the execution of such
1727 sentence of imprisonment suspended entirely and a period of
1728 probation imposed requiring as a condition of such probation that
1729 such person perform one hundred hours of community service, as
1730 defined in section 14-227e, and (C) have such person's motor vehicle
1731 operator's license or nonresident operating privilege suspended for
1732 forty-five days and, as a condition for the restoration of such license,
1733 be required to install an ignition interlock device on each motor vehicle
1734 owned or operated by such person and, upon such restoration, be
1735 prohibited for the one-year period following such restoration from

1736 operating a motor vehicle unless such motor vehicle is equipped with
1737 a functioning, approved ignition interlock device, as defined in section
1738 14-227j; (2) for conviction of a second violation within ten years after a
1739 prior conviction for the same offense, (A) be fined not less than one
1740 thousand dollars or more than four thousand dollars, (B) be
1741 imprisoned not more than two years, one hundred twenty consecutive
1742 days of which may not be suspended or reduced in any manner, and
1743 sentenced to a period of probation requiring as a condition of such
1744 probation that such person: (i) Perform one hundred hours of
1745 community service, as defined in section 14-227e, (ii) submit to an
1746 assessment through the Court Support Services Division of the Judicial
1747 Branch of the degree of such person's alcohol or drug abuse, and (iii)
1748 undergo a treatment program if so ordered, and (C) (i) if such person is
1749 under twenty-one years of age at the time of the offense, have such
1750 person's motor vehicle operator's license or nonresident operating
1751 privilege suspended for forty-five days or until the date of such
1752 person's twenty-first birthday, whichever is longer, and, as a condition
1753 for the restoration of such license, be required to install an ignition
1754 interlock device on each motor vehicle owned or operated by such
1755 person and, upon such restoration, be prohibited for the three-year
1756 period following such restoration from operating a motor vehicle
1757 unless such motor vehicle is equipped with a functioning, approved
1758 ignition interlock device, as defined in section 14-227j, except that for
1759 the first year of such three-year period, such person's operation of a
1760 motor vehicle shall be limited to such person's transportation to or
1761 from work or school, an alcohol or drug abuse treatment program, [or]
1762 an ignition interlock device service center or an appointment with a
1763 probation officer, or (ii) if such person is twenty-one years of age or
1764 older at the time of the offense, have such person's motor vehicle
1765 operator's license or nonresident operating privilege suspended for
1766 forty-five days and, as a condition for the restoration of such license,
1767 be required to install an ignition interlock device on each motor vehicle
1768 owned or operated by such person and, upon such restoration, be
1769 prohibited for the three-year period following such restoration from
1770 operating a motor vehicle unless such motor vehicle is equipped with

1771 a functioning, approved ignition interlock device, as defined in section
1772 14-227j, except that for the first year of such three-year period, such
1773 person's operation of a motor vehicle shall be limited to such person's
1774 transportation to or from work or school, an alcohol or drug abuse
1775 treatment program, [or] an ignition interlock device service center or
1776 an appointment with a probation officer; and (3) for conviction of a
1777 third and subsequent violation within ten years after a prior conviction
1778 for the same offense, (A) be fined not less than two thousand dollars or
1779 more than eight thousand dollars, (B) be imprisoned not more than
1780 three years, one year of which may not be suspended or reduced in
1781 any manner, and sentenced to a period of probation requiring as a
1782 condition of such probation that such person: (i) Perform one hundred
1783 hours of community service, as defined in section 14-227e, (ii) submit
1784 to an assessment through the Court Support Services Division of the
1785 Judicial Branch of the degree of such person's alcohol or drug abuse,
1786 and (iii) undergo a treatment program if so ordered, and (C) have such
1787 person's motor vehicle operator's license or nonresident operating
1788 privilege permanently revoked upon such third offense, except that if
1789 such person's revocation is reversed or reduced pursuant to subsection
1790 (i) of section 14-111, such person shall be prohibited from operating a
1791 motor vehicle unless such motor vehicle is equipped with a
1792 functioning, approved ignition interlock device, as defined in section
1793 14-227j, for the time period prescribed in subdivision (2) of subsection
1794 (i) of section 14-111. For purposes of the imposition of penalties for a
1795 second or third and subsequent offense pursuant to this subsection, a
1796 conviction under the provisions of subsection (a) of this section in
1797 effect on October 1, 1981, or as amended thereafter, a conviction under
1798 the provisions of either subdivision (1) or (2) of subsection (a) of this
1799 section, a conviction under the provisions of section 53a-56b or 53a-60d
1800 or a conviction in any other state of any offense the essential elements
1801 of which are determined by the court to be substantially the same as
1802 subdivision (1) or (2) of subsection (a) of this section or section 53a-56b
1803 or 53a-60d, shall constitute a prior conviction for the same offense.

1804 Sec. 52. Subdivision (1) of subsection (i) of section 14-227a of the

1805 general statutes is repealed and the following is substituted in lieu
1806 thereof (*Effective July 1, 2013*):

1807 (i) (1) The Commissioner of Motor Vehicles shall permit a person
1808 whose license has been suspended in accordance with the provisions
1809 of subparagraph (C) of subdivision (1) or subparagraph (C)(i) or (C)(ii)
1810 of subdivision (2) of subsection (g) of this section to operate a motor
1811 vehicle if (A) such person has served the suspension required under
1812 said subparagraph, notwithstanding that such person has not
1813 completed serving any suspension required under subsection (i) of
1814 section 14-227b, and (B) such person has installed an approved ignition
1815 interlock device in each motor vehicle owned or to be operated by such
1816 person, and verifies to the commissioner, in such manner as the
1817 commissioner prescribes, that such device has been installed. For a
1818 period of one year after the installation of an ignition interlock device
1819 by a person who is subject to subparagraph (C)(i) or (C)(ii) of
1820 subdivision (2) of subsection (g) of this section, such person's operation
1821 of a motor vehicle shall be limited to such person's transportation to or
1822 from work or school, an alcohol or drug abuse treatment program, [or]
1823 an ignition interlock device service center or an appointment with a
1824 probation officer. Except as provided in sections 53a-56b and 53a-60d,
1825 no person whose license is suspended by the commissioner for any
1826 other reason shall be eligible to operate a motor vehicle equipped with
1827 an approved ignition interlock device.

1828 Sec. 53. Subdivision (6) of subsection (i) of section 14-227a of the
1829 general statutes is repealed and the following is substituted in lieu
1830 thereof (*Effective July 1, 2013*):

1831 (6) Whenever a person is permitted by the commissioner under this
1832 subsection to operate a motor vehicle if such person has installed an
1833 approved ignition interlock device in each motor vehicle owned or to
1834 be operated by such person, the commissioner shall indicate in the
1835 electronic record maintained by the commissioner pertaining to such
1836 person's operator's license or driving history that such person is
1837 restricted to operating a motor vehicle that is equipped with an

1838 ignition interlock device and, if applicable, that such person's
1839 operation of a motor vehicle is limited to such person's transportation
1840 to or from work or school, an alcohol or drug abuse treatment
1841 program, [or] an ignition interlock device service center or an
1842 appointment with a probation officer, and the duration of such
1843 restriction or limitation, and shall ensure that such electronic record is
1844 accessible by law enforcement officers. Any such person shall pay the
1845 commissioner a fee of one hundred dollars prior to the installation of
1846 such device.

1847 Sec. 54. Section 7-313a of the general statutes is repealed and the
1848 following is substituted in lieu thereof (*Effective October 1, 2013*):

1849 The authorities having the supervision of the fire department of any
1850 town, city, borough or district may appoint such number of fire
1851 department members or other persons, within available
1852 appropriations, as they deem necessary to be fire police officers of such
1853 municipality or district, who shall have the powers and perform the
1854 duties in such municipality or district as designated and authorized by
1855 the fire chief of such municipality or district, and such fire police
1856 officers may exercise such powers and duties in any other municipality
1857 or district while on duty with the fire department or with a
1858 cooperating fire department, where the department is engaged in
1859 mutual assistance. Such powers and duties shall include traffic control
1860 and regulation and may be exercised by such fire police during any
1861 fire drill or fire call or at any other time when such fire police are
1862 serving with the fire department, with any other fire department in
1863 another municipality or district or with any fire department rendering
1864 mutual assistance. Each such fire police officer while in the
1865 performance of fire police duties shall wear the badge of office in plain
1866 view of any observer. Each such fire police officer, while directing
1867 traffic in performance of the duties of fire police, shall (1) wear (A) a
1868 helmet with the words "Fire Police" in red letters on the front thereof,
1869 any other headgear that meets national, state and local traffic safety
1870 standards or a regulation fire-police dress uniform cap, and (B) a traffic

1871 safety vest, orange or lime green raincoat or any reflectorized orange
1872 or lime green outer clothing, that meets national, state and local traffic
1873 safety standards, (2) carry a flashlight, which shall have a red or
1874 orange wand and be capable of projecting a clear light for the purpose
1875 of illumination at nighttime, and (3) utilize hand-held or portable
1876 traffic control devices appropriate for the time of day, weather and
1877 traffic flow. Such helmet, cap, vest, raincoat or outer clothing, badge,
1878 traffic control equipment and flashlight may be supplied by the
1879 appointing municipality or district. Any person who violates this
1880 section by failing to obey any signal given by a fire police officer
1881 directing traffic in performance of the duties of fire police shall be
1882 deemed to have committed an infraction.

1883 Sec. 55. Subsection (d) of section 14-99h of the general statutes is
1884 repealed and the following is substituted in lieu thereof (*Effective July*
1885 *1, 2013*):

1886 (d) A motor vehicle dealer, licensed in accordance with section 14-52
1887 and meeting qualifications established by the commissioner, may
1888 verify a manufacturer's vehicle identification number to satisfy any
1889 provision requiring such verification in this chapter, or chapter 246a or
1890 247. Such verification shall be provided in a written affidavit signed by
1891 such a motor vehicle dealer, or his designee, and submitted to the
1892 commissioner. Such affidavit shall contain a statement that the
1893 manufacturer's vehicle identification number corresponds to such
1894 number (1) on the manufacturer's or importer's certificate of origin, if
1895 the motor vehicle is new, [or] (2) on a current certificate of title, [for all
1896 other vehicles] or (3) on a current motor vehicle registration document.
1897 Such affidavit shall also contain a statement that the vehicle
1898 identification number has not been mutilated, altered or removed.

1899 Sec. 56. Subdivision (1) of subsection (d) of section 14-36 of the
1900 general statutes is repealed and the following is substituted in lieu
1901 thereof (*Effective October 1, 2013*):

1902 (d) (1) No motor vehicle operator's license shall be issued to any

1903 applicant who is sixteen or seventeen years of age unless the applicant
1904 has held a youth instruction permit and has satisfied the requirements
1905 specified in this subsection. The applicant shall (A) present to the
1906 Commissioner of Motor Vehicles a certificate of the successful
1907 completion (i) in a public secondary school, a state technical high
1908 school or a private secondary school of a full course of study in motor
1909 vehicle operation prepared as provided in section 14-36e, (ii) of
1910 training of similar nature provided by a licensed drivers' school
1911 approved by the commissioner, or (iii) of home training in accordance
1912 with subdivision (2) of this subsection, including, in each case, or by a
1913 combination of such types of training, successful completion of: Not
1914 less than forty clock hours of behind-the-wheel, on-the-road
1915 instruction for applicants to whom a youth instruction permit is issued
1916 on or after August 1, 2008; (B) present to the commissioner a certificate
1917 of the successful completion of a course of not less than eight hours
1918 relative to safe driving practices, including a minimum of four hours
1919 on the nature and the medical, biological and physiological effects of
1920 alcohol and drugs and their impact on the operator of a motor vehicle,
1921 the dangers associated with the operation of a motor vehicle after the
1922 consumption of alcohol or drugs by the operator, the problems of
1923 alcohol and drug abuse and the penalties for alcohol and drug-related
1924 motor vehicle violations; and (C) pass an examination which may
1925 include a comprehensive test as to knowledge of the laws concerning
1926 motor vehicles and the rules of the road in addition to the test required
1927 under subsection (c) of this section and shall include an on-the-road
1928 skills test as prescribed by the commissioner. At the time of application
1929 and examination for a motor vehicle operator's license, an applicant
1930 sixteen or seventeen years of age shall have held a youth instruction
1931 permit for not less than one hundred eighty days, except that an
1932 applicant who presents a certificate under subparagraph (A)(i) or
1933 subparagraph (A)(ii) of this subdivision shall have held a youth
1934 instruction permit for not less than one hundred twenty days and an
1935 applicant who is undergoing training and instruction by the
1936 handicapped driver training unit in accordance with the provisions of
1937 section 14-11b shall have held such permit for the period of time

1938 required by said unit. The Commissioner of Motor Vehicles shall
1939 approve the content of the safe driving instruction at drivers' schools,
1940 high schools and other secondary schools. Subject to such standards
1941 and requirements as the commissioner may impose, the commissioner
1942 may authorize any drivers' school, licensed in good standing in
1943 accordance with the provisions of section 14-69, as amended by this
1944 act, or secondary school driver education program authorized
1945 pursuant to the provisions of section 14-36e, to administer the
1946 comprehensive test as to knowledge of the laws concerning motor
1947 vehicles and the rules of the road, required pursuant to subparagraph
1948 (C) of this subdivision, as part of the safe driving practices course
1949 required pursuant to subparagraph (B) of this subdivision, and to
1950 certify to the commissioner, under oath, the results of each such test
1951 administered. Such hours of instruction required by this subdivision
1952 shall be included as part of or in addition to any existing instruction
1953 programs. Any fee charged for the course required under
1954 subparagraph (B) of this subdivision shall not exceed [one hundred
1955 twenty-five dollars, unless the comprehensive test as to knowledge of
1956 the laws concerning motor vehicles and the rules of the road is also
1957 administered, in which case the fee shall not exceed] one hundred fifty
1958 dollars. Any applicant sixteen or seventeen years of age who, while a
1959 resident of another state, completed the course required in
1960 subparagraph (A) of this subdivision, but did not complete the safe
1961 driving course required in subparagraph (B) of this subdivision, shall
1962 complete the safe driving course. The commissioner may waive any
1963 requirement in this subdivision, except for that in subparagraph (C) of
1964 this subdivision, in the case of an applicant sixteen or seventeen years
1965 of age who holds a valid motor vehicle operator's license issued by any
1966 other state, provided the commissioner is satisfied that the applicant
1967 has received training and instruction of a similar nature.

1968 Sec. 57. Subsection (b) of section 14-275 of the general statutes is
1969 repealed and the following is substituted in lieu thereof (*Effective July*
1970 *1, 2013*):

1971 (b) Each school bus shall be painted a uniform yellow color known
1972 as "National School Bus Glossy Yellow", except for the fenders and
1973 trim which may be painted black and the roof which may be painted
1974 white, and shall have conspicuously painted on the rear and on the
1975 front of such vehicle, in black lettering of a size to be determined by
1976 the Commissioner of Motor Vehicles, the words "School Bus-Stop on
1977 Signal", except that each school bus equipped with an eight-light
1978 warning system shall have the words "School Bus" painted on the rear
1979 and on the front of such vehicle in such lettering. The sides of such
1980 vehicles may be inscribed with the words "School Bus", the school
1981 name or such other legend or device as may be necessary for purposes
1982 of identification or safety. Each school bus, and any student
1983 transportation vehicle, as defined in section 14-212, regularly used by
1984 any town, regional school district, private school or entity contracting
1985 with such town, regional school district or private school to transport
1986 school children to and from school or school activities, shall have
1987 conspicuously painted on the rear and sides of such bus or student
1988 transportation vehicle, in black lettering of a size to be determined by
1989 the commissioner, the name of the school bus company, the school bus
1990 company's telephone number and the school bus number or the name
1991 of the owner or operator of such student transportation vehicle, the
1992 telephone number of such owner or operator and the fleet number of
1993 such student transportation vehicle.

1994 Sec. 58. Subsection (j) of section 14-150 of the general statutes is
1995 repealed and the following is substituted in lieu thereof (*Effective July*
1996 *1, 2013*):

1997 (j) The Commissioner of Motor Vehicles shall adopt regulations, in
1998 accordance with the provisions of chapter 54, (1) specifying the
1999 circumstances under which title to any motor vehicle abandoned
2000 within the limits of any highway may be transferred to any person,
2001 firm or corporation towing such vehicle, and (2) establishing the
2002 procedure whereby such person, firm or corporation may obtain title
2003 to such motor vehicle. The commissioner may adopt regulations, in

2004 accordance with the provisions of chapter 54, specifying the
2005 circumstances under which the owner of a campground may dispose
2006 of a motor home or recreational vehicle abandoned on such owner's
2007 property and establishing procedures governing such disposal.

2008 Sec. 59. (NEW) (*Effective July 1, 2013*) Notwithstanding any
2009 provision of the general statutes or any regulation, no motor carrier
2010 and no person operating any motor vehicle described in subsection (a)
2011 of section 14-163c of the general statutes, as amended by this act, shall
2012 be ineligible to enter into a contract or to perform under a contract to
2013 provide commercial motor vehicle services to the state or any
2014 municipality due to the results of inspections of such motor carrier or
2015 any such motor vehicle conducted pursuant to section 14-163c of the
2016 general statutes, as amended by this act, unless at least ten such
2017 inspections of such motor vehicle or motor carrier have been
2018 conducted during the twenty-four months preceding the start date of
2019 any such contract.

2020 Sec. 60. Section 14-137a of the general statutes is repealed and the
2021 following is substituted in lieu thereof (*Effective October 1, 2013*):

2022 The Commissioner of Motor Vehicles shall adopt regulations in
2023 accordance with the provisions of chapter 54, setting forth the number
2024 of points chargeable against the owner of an operator's license for
2025 conviction of any violation of the motor vehicle laws deemed
2026 appropriate by the commissioner for the assessment of such points.
2027 Such regulations shall provide specific information as to the number of
2028 points assessed for the conviction of each specified violation, the total
2029 number of points which, in a period of time specified by the
2030 commissioner, shall require a hearing before the commissioner or
2031 permit automatic suspension without prior hearing, and the period of
2032 time during which any such suspension shall extend. Such regulations
2033 shall provide that (1) not less than two points shall be assessed for
2034 conviction of a violation of subsection (d) of section 14-100a, (2) not
2035 more than one point shall be assessed for conviction of a violation of
2036 section 14-219 and (3) no points shall be assessed for an infraction or

2037 any violation specified in subsection (b) of section 51-164n for which
 2038 the person sends payment of the fine and any additional fees or costs
 2039 established for such infraction or violation to the Centralized
 2040 Infractions Bureau in accordance with the provisions of subsection (c)
 2041 of section 51-164n, except not less than one point shall be assessed for
 2042 any violation of section 14-296aa, as amended by this act. If such
 2043 regulations provide for participation in a driver improvement course
 2044 or system for the owner of an operator's license, the commissioner may
 2045 charge a fee of fifty dollars for registration for such course or system."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2013	1-24
Sec. 2	from passage	New section
Sec. 3	July 1, 2013	14-1(52)
Sec. 4	July 1, 2013	14-1(63)
Sec. 5	July 1, 2013	14-1(80)
Sec. 6	October 1, 2013	14-9a
Sec. 7	October 1, 2013	14-12b(a)
Sec. 8	July 1, 2013	14-15(a)
Sec. 9	October 1, 2013	14-33(a)
Sec. 10	October 1, 2013	14-33a
Sec. 11	July 1, 2013	14-36a
Sec. 12	July 1, 2013	14-36h(a)
Sec. 13	July 1, 2013	14-37a(a)
Sec. 14	July 1, 2013	14-40a(c)
Sec. 15	October 1, 2013	14-41(b)
Sec. 16	October 1, 2013	14-41a
Sec. 17	October 1, 2013	14-44i(a)
Sec. 18	October 1, 2013	14-44k(h)
Sec. 19	July 1, 2013	14-44k(k)
Sec. 20	October 1, 2013	14-49(f)
Sec. 21	October 1, 2013	14-50(a)
Sec. 22	July 1, 2013	14-60
Sec. 23	October 1, 2013	14-62
Sec. 24	July 1, 2013	14-63(b)
Sec. 25	July 1, 2013	14-65(f)
Sec. 26	October 1, 2013	14-66

Sec. 27	<i>July 1, 2013</i>	14-69
Sec. 28	<i>July 1, 2013</i>	14-73(d)
Sec. 29	<i>July 1, 2013</i>	14-145(b)
Sec. 30	<i>July 1, 2013</i>	14-163c
Sec. 31	<i>July 1, 2013</i>	14-188
Sec. 32	<i>July 1, 2013</i>	14-267a(h)
Sec. 33	<i>July 1, 2013</i>	14-267c
Sec. 34	<i>July 1, 2013</i>	14-286(e)
Sec. 35	<i>July 1, 2013</i>	14-286b(c)
Sec. 36	<i>July 1, 2013</i>	14-289d
Sec. 37	<i>October 1, 2013</i>	14-296aa
Sec. 38	<i>October 1, 2013</i>	14-381
Sec. 39	<i>October 1, 2013</i>	38a-364(b)
Sec. 40	<i>October 1, 2013</i>	38a-364(c)
Sec. 41	<i>July 1, 2013</i>	38a-683(a)
Sec. 42	<i>July 1, 2013</i>	54-33a(c)
Sec. 43	<i>January 1, 2014</i>	54-56e(c)
Sec. 44	<i>January 1, 2014</i>	54-56g(h)
Sec. 45	<i>October 1, 2013</i>	14-65f
Sec. 46	<i>October 1, 2013</i>	14-65g
Sec. 47	<i>October 1, 2013</i>	14-65h
Sec. 48	<i>October 1, 2013</i>	14-65i
Sec. 49	<i>October 1, 2013</i>	14-65j
Sec. 50	<i>from passage</i>	14-36(b)
Sec. 51	<i>July 1, 2013</i>	14-227a(g)
Sec. 52	<i>July 1, 2013</i>	14-227a(i)(1)
Sec. 53	<i>July 1, 2013</i>	14-227a(i)(6)
Sec. 54	<i>October 1, 2013</i>	7-313a
Sec. 55	<i>July 1, 2013</i>	14-99h(d)
Sec. 56	<i>October 1, 2013</i>	14-36(d)(1)
Sec. 57	<i>July 1, 2013</i>	14-275(b)
Sec. 58	<i>July 1, 2013</i>	14-150(j)
Sec. 59	<i>July 1, 2013</i>	New section
Sec. 60	<i>October 1, 2013</i>	14-137a