



General Assembly

Amendment

January Session, 2013

LCO No. 8178

HB0603308178HDO

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 Section 1-24 of the general statutes is repealed and the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) Two appointed by the speaker of the House of Representatives;

78 (2) Two 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; and
- 87 (8) The Commissioner of Transportation, or the commissioner's
88 designee.
- 89 (c) Any member of the task force appointed under subsection (b) of
90 this section may be a member of the General Assembly.
- 91 (d) All appointments to the task force shall be made not later than
92 thirty days after the effective date of this section. Any vacancy shall be
93 filled by the appointing authority.
- 94 (e) The speaker of the House of Representatives and the president
95 pro tempore of the Senate shall select the chairpersons of the task force
96 from among the members of the task force. Such chairpersons shall
97 schedule the first meeting of the task force, which shall be held not
98 later than sixty days after the effective date of this section.
- 99 (f) The administrative staff of the joint standing committee of the
100 General Assembly having cognizance of matters relating to
101 transportation shall serve as administrative staff of the task force.
- 102 (g) Not later than January 1, 2014, the task force shall submit a
103 report on its findings and recommendations to the joint standing
104 committee of the General Assembly having cognizance of matters
105 relating to transportation, in accordance with the provisions of section
106 11-4a of the general statutes. The task force shall terminate on the date
107 that it submits such report or January 1, 2014, whichever is later.
- 108 Sec. 3. Subdivision (52) of section 14-1 of the general statutes is

109 repealed and the following is substituted in lieu thereof (*Effective July*
110 *1, 2013*):

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

116 Sec. 4. Subdivision (63) of section 14-1 of the general statutes is
117 repealed and the following is substituted in lieu thereof (*Effective July*
118 *1, 2013*):

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

134 Sec. 5. Subdivision (80) of section 14-1 of the general statutes is
135 repealed and the following is substituted in lieu thereof (*Effective July*
136 *1, 2013*):

137 (80) "Serious traffic violation" means a conviction of any of the
138 following offenses: (A) Excessive speeding, involving a single offense
139 in which the speed is fifteen miles per hour or more above the posted
140 speed limit, in violation of section 14-218a or 14-219; (B) reckless

141 driving in violation of section 14-222; (C) following too closely in
142 violation of section 14-240 or 14-240a; (D) improper or erratic lane
143 changes, in violation of section 14-236; (E) using a hand-held mobile
144 telephone or other electronic device or typing, reading or sending text
145 or a text message with or from a mobile telephone or mobile electronic
146 device in violation of subsection (e) of section 14-296aa, as amended by
147 this act, while operating a commercial motor vehicle; (F) driving a
148 commercial motor vehicle without a valid commercial driver's license
149 in violation of section 14-36a, as amended by this act, or 14-44a; (G)
150 failure to carry a commercial driver's license in violation of section 14-
151 44a; (H) failure to have the proper class of license or endorsement, or
152 violation of a license restriction in violation of section 14-44a; or (I) a
153 violation of any provision of chapter 248, [while operating a
154 commercial motor vehicle,] by an operator who holds a commercial
155 driver's license or instruction permit that results in the death of
156 another person;

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

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

172 Sec. 7. Subsection (a) of section 14-12b of the general statutes is
173 repealed and the following is substituted in lieu thereof (*Effective*

174 *October 1, 2013*):

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

208 throughout the registration period the minimum security required by
209 said section 38a-371. Such form shall call for and contain the name of
210 the applicant's insurance company and policy number.

211 Sec. 8. Subsection (a) of section 14-15 of the general statutes is
212 repealed and the following is substituted in lieu thereof (*Effective July*
213 *1, 2013*):

214 (a) Any person, firm or corporation before engaging in the business
215 of leasing or renting motor vehicles without drivers in this state and
216 any person, firm or corporation which is the lessor of or rents any
217 vehicle required to be registered under the provisions of section 14-15a
218 shall make a sworn application to the Commissioner of Motor Vehicles
219 for a license to engage in such leasing or renting. Each such application
220 and each application for renewal shall be accompanied by a fee of
221 three hundred dollars. Each such license shall be renewed biennially
222 according to renewal schedules established by the commissioner so as
223 to effect staggered renewal of all such licenses. If the adoption of a
224 staggered system results in the expiration of any license more or less
225 than one year from its issuance, the commissioner may charge a
226 prorated amount for such license fee. Not less than forty-five days
227 prior to the date of expiration of each such license, the commissioner
228 shall send or transmit to each licensee, in such manner as the
229 commissioner determines, an application for renewal. An application
230 for renewal filed with the commissioner after the date of expiration
231 shall be accompanied by a late fee of one hundred dollars provided the
232 commissioner shall not renew any license under this subsection that
233 has expired for more than forty-five days. No such license shall be
234 transferred. Such licensee shall furnish proof of financial responsibility
235 satisfactory to the commissioner specifying that coverage is for all
236 owned vehicles, as provided by section 14-112 or 14-129, [provided
237 such licensee may furnish such proof separately with respect to each
238 vehicle or each group of vehicles leased to any single lessee] regardless
239 of the duration of the lease or rental period. Each application for such
240 license shall contain the name and address of the owner and shall be
241 accompanied by a surety bond as required pursuant to section 14-52.

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

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

264 (a) Subject to the provisions of subsection (e) of this section, if any
265 property tax, or any installment thereof, laid by any city, town,
266 borough or other taxing district upon a registered motor vehicle or
267 snowmobile remains unpaid, the tax collector of such city, town,
268 borough or other taxing district shall notify the Commissioner of
269 Motor Vehicles of such delinquency in accordance with [listings and
270 schedules of dates] guidelines and procedures established by the
271 commissioner, [and on forms prescribed and furnished by the
272 commissioner, specifying the name and address of the person against
273 whom such tax has been assessed, the date when such tax was due and
274 the registration number, if known to the collector.] The commissioner
275 shall not issue registration for such motor vehicle or snowmobile for

276 the next registration period if, according to the commissioner's records,
277 it is then owned by the person against whom such tax has been
278 assessed or by any person to whom such vehicle has not been
279 transferred by bona fide sale. Unless notice has been received by the
280 commissioner under the provisions of section 14-33a, as amended by
281 this act, no such registration shall be issued until [a receipt evidencing
282 the payment of such tax or certificate of abatement of such tax or other
283 satisfactory evidence] the commissioner receives notification that the
284 tax obligation has been legally discharged; [has been presented to the
285 commissioner;] nor shall the commissioner register any other motor
286 vehicle, [or] snowmobile, all-terrain vehicle or vessel in the name of
287 such person, [until a receipt evidencing the payment of such tax or a
288 certificate of abatement of such tax or other satisfactory evidence that
289 the tax obligation has been legally discharged has been presented to
290 the commissioner,] except that the commissioner may continue to
291 register other vehicles owned by a leasing or rental firm licensed
292 pursuant to section 14-15, as amended by this act, [if the commissioner
293 is satisfied that arrangements have been made to discharge such tax
294 obligation,] and may issue such registration to any private owner of
295 three or more paratransit vehicles in direct proportion to the
296 percentage of total tax due on such vehicles which has been paid and
297 notice of payment on which has been received. The Commissioner of
298 Motor Vehicles may immediately suspend or cancel all motor vehicle,
299 [or] snowmobile, all-terrain vehicle or vessel registrations issued in the
300 name of any person (1) who has been reported as delinquent and
301 whose registration was renewed through an error or through the
302 production of false evidence that the delinquent tax on any motor
303 vehicle or snowmobile had been paid, or (2) who has been reported by
304 a tax collector as having paid a property tax on a motor vehicle or
305 snowmobile with a check which was dishonored by a bank and such
306 tax remains unpaid. Any person aggrieved by any action of the
307 commissioner under this section may appeal therefrom in the manner
308 provided in section 14-134. For the purposes of this subsection,
309 "paratransit vehicle" means a motor bus, taxicab or motor vehicle in
310 livery service operated under a certificate of convenience and necessity

311 issued by the Department of Transportation or by a transit district and
312 which is on call or demand or used for the transportation of
313 passengers for hire.

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

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

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

326 (a) A commercial driver's license issued in accordance with section
327 14-44c shall be designated as class A, B or C, in accordance with the
328 provisions of subsection (b) of section 14-44d. All other operators'
329 licenses shall be designated as class D. A license of any class that also
330 authorizes the operation of a motorcycle shall contain the designation
331 "M". [A license of any class that contains the designation "Q" indicates
332 eligibility to operate fire apparatus.]

333 (b) A commercial driver's license which contains the endorsement
334 "S" evidences that the holder meets the requirements of section 14-44 to
335 operate a school bus or any vehicle described in subsection (c) of this
336 section. A commercial driver's license may contain any of the
337 following additional endorsements:

338 "P"- authorizes the operation of commercial motor vehicles designed
339 to carry passengers;

340 "H"- authorizes the operation of vehicles transporting hazardous

341 materials;

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

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

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

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

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

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

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

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

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

366 (d) A license of any class that contains the designation "Q" indicates
367 eligibility to operate fire apparatus. A "Q" endorsement shall signify
368 that the holder has been trained to operate fire apparatus in

369 accordance with standards established by the Commission on Fire
370 Prevention and Control. No such endorsement shall be issued to any
371 person until he or she demonstrates personally to the commissioner, or
372 the commissioner's designee, including the Connecticut Fire Academy,
373 any regional fire school or the chief local fire official of any
374 municipality as defined in section 7-323j, by means of testing in a
375 representative vehicle that such person possesses the skills necessary
376 for operation of fire apparatus.

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

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

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

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

391 [(g)] (h) The revocation, suspension or withdrawal of, or refusal to
392 issue or renew an "S" endorsement, or any endorsement described in
393 subsection (c) of this section, shall prohibit the licensee from operating
394 any public service passenger vehicle for which a passenger
395 endorsement is required under this section. During the period of such
396 revocation, suspension or withdrawal of, or after a refusal to issue or
397 renew an "S" endorsement, or any endorsement described in
398 subsection (c) of this section, the commissioner shall not issue any
399 other passenger endorsement to such licensee.

400 Sec. 12. Subsection (a) of section 14-36h of the general statutes is
401 repealed and the following is substituted in lieu thereof (*Effective July*
402 *1, 2013*):

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

414 Sec. 13. Subsection (a) of section 14-37a of the general statutes is
415 repealed and the following is substituted in lieu thereof (*Effective July*
416 *1, 2013*):

417 (a) Any person whose operator's license has been suspended
418 pursuant to any provision of this chapter or chapter 248, except
419 pursuant to section 14-215 for operating under suspension or pursuant
420 to section 14-140 for failure to appear for any scheduled court
421 appearance, and any person identified in subsection (g) of this section
422 may make application to the Commissioner of Motor Vehicles for (1) a
423 special "work" permit to operate a motor vehicle to and from such
424 person's place of employment or, if such person is not employed at a
425 fixed location, to operate a motor vehicle only in connection with, and
426 to the extent necessary, to properly perform such person's business or
427 profession, or (2) a special "education" permit to operate a motor
428 vehicle to and from an [accredited] institution of higher education or a
429 private occupational school, as defined in section 10a-22a, in which
430 such person is enrolled. No such special "education" permit shall be
431 issued to any student enrolled in a high school under the jurisdiction
432 of a local or regional board of education, a high school under the

433 jurisdiction of a regional educational service center, a charter school, a
434 regional agricultural science and technology education center or a
435 technical high school. Such application shall be accompanied by an
436 application fee of one hundred dollars.

437 Sec. 14. Subsection (c) of section 14-40a of the general statutes is
438 repealed and the following is substituted in lieu thereof (*Effective July*
439 *1, 2013*):

440 (c) Before granting a motorcycle endorsement to any applicant who
441 has not held such an endorsement at any time within the preceding
442 two years, the commissioner shall require the applicant to present
443 evidence satisfactory to the commissioner that such applicant has
444 successfully completed a novice motorcycle training course conducted
445 by the Department of Transportation with federal funds available for
446 the purpose of such course, or by any firm or organization that
447 conducts such a course that uses the curriculum of the Motorcycle
448 Safety Foundation or other safety or educational organization that has
449 developed a curriculum approved by the commissioner. If such
450 applicant has not obtained a motorcycle instruction permit pursuant to
451 subsection (b) of this section, the applicant shall also pass an
452 examination, other than the driving skills test, demonstrating that the
453 applicant is a proper person to operate a motorcycle, has sufficient
454 knowledge of the mechanism of a motorcycle to ensure its safe
455 operation by such applicant, and has satisfactory knowledge of the law
456 concerning motorcycles and other motor vehicles and the rules of the
457 road. The commissioner may waive the requirement of such
458 examination for any applicant who presents documentation that such
459 applicant: (1) Is on active military duty with the armed forces of the
460 United States; (2) is stationed outside the state; and (3) completed a
461 novice motorcycle training course conducted by any firm or
462 organization using the curriculum of the Motorcycle Safety
463 Foundation not earlier than two years prior to the date of such
464 applicant's application. When the commissioner is satisfied as to the
465 ability and competency of the applicant, the commissioner may issue
466 an endorsement to such applicant, either unlimited or containing such

467 limitations as the commissioner deems advisable. If an applicant or
468 motorcycle endorsement holder has any health problem which might
469 affect such person's ability to operate a motorcycle safely, the
470 commissioner may require the applicant or endorsement holder to
471 demonstrate personally that, notwithstanding the problem, such
472 person is a proper person to operate a motorcycle, and the
473 commissioner may further require a certificate of the applicant's
474 condition, signed by a medical authority designated by the
475 commissioner, which certificate shall, in all cases, be treated as
476 confidential by the commissioner. An endorsement, containing such
477 limitation as the commissioner deems advisable may be issued or
478 renewed in any case, but nothing in this section shall be construed to
479 prevent the commissioner from refusing an endorsement, either
480 limited or unlimited, to any person or suspending an endorsement of a
481 person whom the commissioner deems incapable of safely operating a
482 motorcycle.

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

486 (b) An original operator's license shall expire within a period not
487 exceeding six years following the date of the operator's next birthday.
488 The fee for such license shall be seventy-two dollars, [and twelve
489 dollars per year or any part of a year.] The commissioner may
490 authorize an automobile club or association, licensed in accordance
491 with the provisions of section 14-67 on or before July 1, 2007, to issue
492 duplicate licenses and identity cards pursuant to section 14-50a, renew
493 licenses, renew identity cards issued pursuant to section 1-1h and
494 conduct registration transactions at its office facilities. The
495 commissioner may authorize such automobile clubs or associations to
496 charge a convenience fee, which shall not exceed [two] three dollars, to
497 each applicant for a license or identity card renewal or duplication, or
498 for a registration transaction.

499 Sec. 16. Section 14-41a of the general statutes is repealed and the

500 following is substituted in lieu thereof (*Effective October 1, 2013*):

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

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

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

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

513 (h) A person is disqualified for life if such person commits two or
514 more of the offenses specified in subsection (b) of this section, or if
515 such person is the subject of two or more findings by the commissioner
516 under subsection (c) of this section, or any combination of those
517 offenses or findings, arising from two or more separate incidents. A
518 person is disqualified for life if the commissioner takes suspension
519 actions against such person for two or more alcohol test refusals or test
520 failures, or any combination of such actions, arising from two or more
521 separate incidents. Any person disqualified for life, except a person
522 disqualified under subsection (g) of this section, who has both
523 voluntarily enrolled in and successfully completed an appropriate
524 rehabilitation program, as determined by the commissioner, may
525 apply for reinstatement of such person's commercial driver's license or
526 commercial driver's instruction permit, provided any such applicant
527 shall not be eligible for reinstatement until such time as such person
528 has served a minimum disqualification period of ten years. An
529 application for reinstatement shall be accompanied by documentation
530 satisfactory to the commissioner that such person has both voluntarily
531 enrolled in and successfully completed a program established and

532 operated by the Department of Mental Health and Addiction Services
533 pursuant to chapter 319j, a program operated through a substance
534 abuse treatment facility licensed in accordance with section 19a-491 or
535 the equivalent of either program offered in another state. The
536 commissioner shall not reinstate a commercial driver's license or
537 commercial driver's instruction permit that was disqualified for life
538 unless an applicant for reinstatement requests an administrative
539 hearing in accordance with chapter 54, and offers evidence that the
540 reinstatement of such applicant's commercial driver's license or
541 commercial driver's instruction permit does not endanger the public
542 safety or welfare. Such evidence shall include, but not be limited to,
543 proof that such applicant has not been convicted of any offense
544 involving alcohol, a controlled substance or a drug during a period of
545 ten years following the date of such applicant's most recent lifetime
546 disqualification. If a person whose commercial driver's license or
547 commercial driver's instruction permit is reinstated under this
548 subsection is subsequently convicted of another disqualifying offense,
549 such person shall be permanently disqualified for life and shall be
550 ineligible to reapply for a reduction of the lifetime disqualification. The
551 following shall remain on the driving history record of a commercial
552 motor vehicle operator or commercial driver's license or commercial
553 driver's instruction permit holder for a period of fifty-five years, as
554 required by 49 CFR Part 384, as amended from time to time: (1) Any
555 offense specified in subsection (b) or (c) of this section, provided such
556 offense occurred on or after December 29, 2006; (2) each of two or more
557 offenses specified in subsection (b) or (c) of this section that occur
558 within ten years of each other and result in a lifetime disqualification,
559 regardless of when such offenses occur; (3) any conviction under
560 subsection (g) of this section for using a motor vehicle in the
561 commission of a felony involving the manufacture, distribution or
562 dispensing of a controlled substance, committed on or after January 1,
563 2005.

564 Sec. 19. Subsection (k) of section 14-44k of the general statutes is
565 repealed and the following is substituted in lieu thereof (*Effective July*

566 1, 2013):

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

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

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

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

588 (a) Subject to the provisions of subsection (c) of section 14-41, there
589 shall be charged a fee of [sixty-five] seventy-two dollars for each
590 renewal of a motor vehicle operator's license issued for a period of six
591 years and an additional fee of twelve dollars for each year or part
592 thereof for each passenger endorsement.

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

595 (a) No dealer or repairer may rent or allow or cause to be rented, or

596 operate or allow or cause to be operated for hire, or use or allow or
597 cause to be used for the purpose of conveying passengers or
598 merchandise or freight for hire, any motor vehicle registered under a
599 general distinguishing number and mark. No dealer or repairer may
600 loan a motor vehicle or number plate or both to any person except for
601 (1) the purpose of demonstration of a motor vehicle owned by such
602 dealer, [or] (2) when a motor vehicle owned by or lawfully in the
603 custody of such person is undergoing repairs by such dealer or
604 repairer, or (3) when such person has purchased a motor vehicle from
605 such dealer, the registration of which [by him] is pending, and in any
606 case for not more than thirty days in any year, provided such person
607 shall furnish proof to the dealer or repairer that he has liability and
608 property damage insurance which will cover any damage to any
609 person or property caused by the operation of the loaned motor
610 vehicle, motor vehicle on which the loaned number plate is displayed
611 or both. Such person's insurance shall be the prime coverage. If the
612 person to whom the dealer or repairer loaned the motor vehicle or the
613 number plate did not, at the time of such loan, have in force any such
614 liability and property damage insurance, such person and such dealer
615 or repairer shall be jointly liable for any damage to any person or
616 property caused by the operation of the loaned motor vehicle or a
617 motor vehicle on which the loaned number plate is displayed. Each
618 dealer or repairer shall keep a record of each loaned number plate
619 showing the date loaned, the vehicle identification number of the
620 vehicle on which such plate is displayed, the date returned and the
621 name, address and operator's license number of the person operating
622 any vehicle with such loaned number plate. Such dealer or repairer
623 shall give a copy of this record to each person to whom such plate or
624 vehicle and plate are loaned which shall be carried in the motor vehicle
625 at all times when operated upon a public highway. This record shall be
626 retained by the dealer or repairer for a period of six months from the
627 date on which the number plate or motor vehicle or both were loaned
628 and such record shall be available during business hours for
629 examination by any police officer or inspector designated by the
630 Commissioner of Motor Vehicles.

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

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

654 (a) Each sale shall be evidenced by an order properly signed by both
655 the buyer and seller, a copy of which shall be furnished to the buyer
656 when executed, and an invoice upon delivery of the motor vehicle,
657 both of which shall contain the following information: (1) Make of
658 vehicle; (2) year of model, whether sold as new or used, and on invoice
659 the identification number; (3) deposit, and (A) if the deposit is not
660 refundable, the words "No Refund of Deposit" shall appear at this
661 point, and (B) if the deposit is conditionally refundable, the words
662 "Conditional Refund of Deposit" shall appear at this point, followed by
663 a statement giving the conditions for refund, and (C) if the deposit is
664 unconditionally refundable, the words "Unconditional Refund" shall

665 appear at this point; (4) cash selling price; (5) finance charges, and (A)
666 if these charges do not include insurance, the words "No Insurance"
667 shall appear at this point, and (B) if these charges include insurance, a
668 statement shall appear at this point giving the exact type of coverage;
669 (6) allowance on motor vehicle traded in, if any, and description of the
670 same; (7) stamped or printed in a size equal to at least ten-point bold
671 type on the face of both order and invoice one of the following forms:
672 (A) "This motor vehicle not guaranteed", or (B) "This motor vehicle is
673 guaranteed", followed by a statement as to the terms of such
674 guarantee, which statement shall not apply to household furnishings
675 of any trailer; (8) if the motor vehicle is new but has been subject to use
676 by the seller or use in connection with his business as a dealer, the
677 word "demonstrator" shall be clearly displayed on the face of both
678 order and invoice; (9) any dealer conveyance fee or processing fee and
679 a statement that such fee is not payable to the state of Connecticut
680 printed in at least ten-point bold type on the face of both order and
681 invoice. For the purposes of this subdivision, "dealer conveyance fee"
682 or "processing fee" means a fee charged by a dealer to recover
683 reasonable costs for processing all documentation and performing
684 services related to the closing of a sale, including, but not limited to,
685 the registration and transfer of ownership of the motor vehicle which
686 is the subject of the sale.

687 (b) No dealer shall include in the selling price a dealer preparation
688 charge for any item or service for which he is reimbursed by the
689 manufacturer or any item or service not specifically ordered by the
690 buyer and itemized on the invoice.

691 (c) Each dealer shall provide a written statement to the buyer or
692 prominently display a sign in the area of his place of business in which
693 sales are negotiated which shall specify the amount of any conveyance
694 or processing fee charged by such dealer, the services performed by
695 the dealer for such fee, that such fee is not payable to the state of
696 Connecticut and that the buyer may elect, where appropriate, to
697 submit the documentation required for the registration and transfer of
698 ownership of the motor vehicle which is the subject of the sale to the

699 Commissioner of Motor Vehicles, in which case the dealer shall reduce
700 such fee by a proportional amount. The Commissioner of Motor
701 Vehicles shall determine the size, typeface and arrangement of such
702 information.

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

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

716 (f) The provisions of subsection (d) of this section shall not apply to
717 the sale of any used motor vehicle by a new car dealer to a person, firm
718 or corporation which, pursuant to a lease contract option, purchases
719 such vehicle at the end of the lease term provided (1) such vehicle is
720 registered in this state in accordance with the provisions of section 14-
721 12, (2) the certificate of title for such vehicle is in the possession of a
722 lessor licensed under the provisions of section 14-15, as amended by
723 this act, (3) subsequent to such sale, such vehicle is registered in the
724 name of the prior lessee, and (4) such dealer obtains the certificate of
725 title from such lessor and transmits all necessary documents and fees
726 to the commissioner not later than five days following the issuance of a
727 motor vehicle registration for such vehicle.

728 (g) Before offering any used motor vehicle for retail sale, the selling
729 dealer shall complete a comprehensive safety inspection of such
730 vehicle. Such safety inspection shall cover all applicable equipment

731 and components contained in sections 14-80 to 14-106d, inclusive, and
732 such inspection shall be evidenced on a form approved by the
733 commissioner. The selling dealer shall attest to such form under the
734 penalty of false statement, as prescribed in section 53a-157b, and shall
735 state that the vehicle has undergone any necessary repairs and has
736 been deemed to be in condition for legal operation on any highway of
737 this state. In the event defects are found but not repaired, and the
738 vehicle is not subject to any warranty under [subsection (a) of section
739 42-224] section 42-221, the selling dealer shall note all such defects on
740 the form and may sell such vehicle in "as is" condition. Any vehicle
741 sold in "as is" condition with one or more defects in the equipment or
742 components shall have the retail purchase order, invoice, title and
743 assignment documents prominently marked as "not in condition for
744 legal operation on the highways" with an explanation of defects noted
745 on such retail purchase order, invoice and safety inspection form. A
746 dealer selling any vehicle pursuant to this subsection shall require a
747 purchaser to acknowledge the vehicle condition by obtaining such
748 purchaser's signature on the retail purchase order, invoice and safety
749 inspection forms, copies of which shall be furnished to the buyer upon
750 execution. No dealer shall charge any fee to a customer for the
751 completion of such safety inspection or for any repairs required to
752 remedy defects discovered during such safety inspection pursuant to
753 this subsection, except that nothing herein shall (1) limit or otherwise
754 regulate the retail sales price charged by a dealer for a vehicle that has
755 been inspected or repaired prior to sale; or (2) negate or preempt any
756 provisions of chapter 743f. This subsection shall not apply to fees for
757 any inspection or any work performed under the terms of a lease buy
758 back. Any dealer that fails to conduct the safety inspection required in
759 this subsection shall be guilty of a class B misdemeanor.

760 (h) No dealer licensed under section 14-52, as amended by this act,
761 shall deliver or permit a retail purchaser to take possession or delivery
762 of any used motor vehicle until such purchaser has paid in full for the
763 vehicle or until financing offered by the dealer for such vehicle has
764 been approved by the lending institution or other entity through

765 which any financing agreement has been made. Any dealer that
766 violates this subsection shall be guilty of a class B misdemeanor.

767 Sec. 24. Subsection (b) of section 14-63 of the general statutes is
768 repealed and the following is substituted in lieu thereof (*Effective July*
769 *1, 2013*):

770 (b) The Commissioner of Motor Vehicles shall adopt regulations, in
771 accordance with the provisions of chapter 54, establishing (1) a
772 procedure whereby customers of dealers and repairers may file
773 complaints with the Department of Motor Vehicles concerning the
774 operations of and services provided by any such licensees, and (2) a
775 procedure specifying the circumstances under which a licensee may
776 stipulate to a complaint and waive such licensee's right to an
777 administrative hearing. Such regulations shall provide for the
778 commissioner to contact each licensee that is the subject of a complaint
779 in order to notify such licensee of the complaint and to relate to such
780 licensee the particular matters alleged by the complainant. [The
781 commissioner shall] If the commissioner determines that the facts as
782 alleged give rise to one or more violations of law related to the
783 licensee's business, the commissioner may attempt to mediate a
784 voluntary resolution of the complaint acceptable to the complainant
785 and the licensee. Such regulations shall also provide that, if an
786 acceptable resolution to the complaint is not achieved, the
787 commissioner shall complete the commissioner's investigation of the
788 facts and shall, if the commissioner has reason to believe that the
789 licensee has violated any provision of section 14-64, proceed to take
790 any action authorized under the provisions of section 14-64. If, after
791 such an investigation, the commissioner elects not to take action
792 against the licensee, the commissioner shall notify both the
793 complainant and the licensee in writing. Such notice shall include a
794 brief statement of the reasons why the commissioner has taken no
795 action. The commissioner shall also inform the complainant and the
796 licensee that an unresolved complaint exists and that, unless the
797 commissioner has determined that the allegations, even if true, fail to
798 state a violation of applicable statutory or regulatory standards, the

799 same shall be recorded in the records of the department pertaining to
800 such licensee until such time as the licensee submits to the
801 commissioner satisfactory evidence, signed by the complainant or the
802 complainant's attorney, that the claim has been resolved by agreement
803 with the complainant or submits to the department satisfactory
804 evidence of final adjudication in favor of such licensee. An agreement
805 between the licensee and the complainant shall not preclude the
806 commissioner from proceeding to take action if the commissioner has
807 reason to believe that the licensee has violated any provision of section
808 14-64. A decision by the commissioner not to take action against the
809 licensee shall be without prejudice to the claim of the customer; and
810 neither the fact that the department has determined not to proceed nor
811 the notice furnished to the parties, in accordance with this subsection,
812 shall be admissible in any civil action.

813 Sec. 25. Subsection (f) of section 14-65 of the general statutes is
814 repealed and the following is substituted in lieu thereof (*Effective July*
815 *1, 2013*):

816 (f) A violation of subsection (a) of this section shall be a class B
817 misdemeanor. Each person, firm or corporation that conducts an
818 auction sale in accordance with any of the provisions of this section
819 shall be subject to the provisions of sections 14-149 and 14-149a and to
820 the penalties provided for violations of said sections. Each such
821 person, firm or corporation that sells any motor vehicle with an
822 odometer reading that has been turned back or changed on the most
823 recent assignment of ownership prior to the auction sale shall be
824 subject to the penalties provided in section 14-106b. The commissioner
825 may, after notice and opportunity for a hearing, impose a civil penalty
826 of two thousand dollars on any licensee who violates subsection (b) of
827 this section or any regulation adopted pursuant to subsection (e) of
828 this section.

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

831 (a) (1) No person, firm or corporation shall engage in the business of
832 operating a wrecker for the purpose of towing or transporting motor
833 vehicles, including motor vehicles which are disabled, inoperative or
834 wrecked or are being removed in accordance with the provisions of
835 section 14-145, as amended by this act, 14-150, as amended by this act,
836 or 14-307, unless such person, firm or corporation is a motor vehicle
837 dealer or repairer licensed under the provisions of subpart (D) of this
838 part. (2) The commissioner shall establish and publish a schedule of
839 uniform rates and charges for the nonconsensual towing and
840 transporting of motor vehicles and for the storage of motor vehicles
841 which shall be just and reasonable. Upon petition of any person, firm
842 or corporation licensed in accordance with the provisions of this
843 section, but not more frequently than once every two years, the
844 commissioner shall reconsider the established rates and charges and
845 shall amend such rates and charges if the commissioner, after
846 consideration of the factors stated in this subdivision, determines that
847 such rates and charges are no longer just and reasonable. In
848 establishing and amending such rates and charges, the commissioner
849 may consider factors, including, but not limited to, the Consumer Price
850 Index, rates set by other jurisdictions, charges for towing and
851 transporting services provided pursuant to a contract with an
852 automobile club or automobile association licensed under the
853 provisions of section 14-67 and rates published in standard service
854 manuals. The commissioner shall hold a public hearing for the purpose
855 of obtaining additional information concerning such rates and charges.
856 (3) With respect to the nonconsensual towing or transporting and the
857 storage of motor vehicles, no such person, firm or corporation shall
858 charge more than the rates and charges published by the
859 commissioner. Any person aggrieved by any action of the
860 commissioner under the provisions of this section may take an appeal
861 therefrom in accordance with section 4-183, except venue for such
862 appeal shall be in the judicial district of New Britain.

863 (b) The commissioner, or an inspector authorized by the
864 commissioner, shall examine each wrecker, including its number,

865 equipment and identification, and shall determine the mechanical
866 condition of such wrecker and whether or not it is properly equipped
867 to do the work intended. A wrecker shall be deemed properly
868 equipped if there are two flashing yellow lights installed and mounted
869 on such wrecker that (1) show in all directions at all times, and (2)
870 indicate the full width of such wrecker. Such lights shall be mounted
871 not less than eight feet above the road surface and as close to the back
872 of the cab of such wrecker as practicable. Such lights shall be in
873 operation when such wrecker is towing a vehicle and when such
874 wrecker is at the scene of an accident or the location of a disabled
875 motor vehicle. In addition, each wrecker shall be equipped with a spot
876 light mounted so that its beam of light is directed toward the hoisting
877 equipment in the rear of such wrecker. The hoisting equipment of each
878 wrecker shall be of sufficient capacity to perform the service intended
879 and shall be securely mounted to the frame of such vehicle. A fire
880 extinguisher shall be carried at all times on each wrecker which shall
881 be in proper working condition, mounted in a permanent bracket on
882 each wrecker and have a minimum rating of eight bc. A set of three
883 flares in operating condition shall be carried at all times on each
884 wrecker and shall be used between the periods of one-half hour after
885 sunset and one-half hour before sunrise when the wrecker is parked on
886 a highway while making emergency repairs or preparing to pick up a
887 disabled vehicle to remove it from a highway or adjoining property.
888 No registrant or operator of any wrecker shall offer to give any
889 gratuities or inducements of any kind to any police officer or other
890 person in order to obtain towing business or recommendations for
891 towing or storage of, or estimating repairs to, disabled vehicles. No
892 licensee shall require the owner to sign a contract for the repair of such
893 owner's damaged vehicle as part of the towing consideration or to sign
894 an order for the repair of, or authorization for estimate until the tow
895 job has been completed. No licensee shall tow a vehicle in such a
896 negligent manner as to cause further damage to the vehicle being
897 towed.

898 (c) Each wrecker used for towing or transporting motor vehicles

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

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

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

921 (f) The provisions of this section shall not apply to [: (1) Any] any
922 person, firm, [or] corporation [licensed as a motor vehicle dealer under
923 the provisions of subpart (D) of this part, towing] or association: (1)
924 Towing or transporting a motor vehicle, [for salvage purposes,]
925 provided such person, firm, [or] corporation or association is licensed
926 as a motor vehicle dealer pursuant to the provisions of subpart (D) of
927 this part and does not offer direct towing or [wrecker service]
928 transporting to the public or engage in nonconsensual towing or
929 transporting; (2) [any person, firm or corporation] operating as an
930 automobile club or automobile association licensed under section 14-
931 67; (3) [any person, firm or corporation] operating as a motor vehicle

932 recycler licensed under section 14-67l or any contractor of such
933 recycler, provided such recycler or its contractor does not offer towing
934 or transporting to the public or engage in nonconsensual towing or
935 transporting; (4) [any person, firm or corporation engaged] engaging
936 in the business of repossession of motor vehicles for lending
937 institutions, provided it does not offer direct towing or transporting
938 unless licensed as a motor vehicle dealer under the provisions of
939 subpart (D) of this part; [or] (5) [any person, firm or corporation]
940 towing motor vehicles owned or leased by such person, firm,
941 association or corporation; (6) towing or transporting motor vehicles
942 for hire, with the appropriate operating authority, as defined in 49 CFR
943 390.5, as amended from time to time, provided such person, firm,
944 corporation or association does not offer towing or transporting to the
945 public or engage in nonconsensual towing or transporting; or (7)
946 towing motor vehicles to or from an auction conducted by a dealer
947 licensed pursuant to the provisions of subpart (D) of this part,
948 provided such person, firm, corporation or association does not offer
949 direct towing or transporting to the public or engage in nonconsensual
950 towing or transporting.

951 (g) For the purposes of this section, "nonconsensual towing or
952 transporting" means the towing or transporting of a motor vehicle in
953 accordance with the provisions of section 14-145, as amended by this
954 act, or for which arrangements are made by order of a law enforcement
955 officer or traffic authority, as defined in section 14-297.

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

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

962 (a) No person shall engage in the business of conducting a drivers'
963 school without being licensed by the Commissioner of Motor Vehicles.

964 An application for a license shall be in writing and shall contain such
965 information as the commissioner requires. Each applicant for a license
966 shall be fingerprinted before such application is approved. The
967 commissioner shall subject each applicant for a license to state and
968 national criminal history records checks conducted in accordance with
969 section 29-17a, and a check of the state child abuse and neglect registry
970 established pursuant to section 17a-101k. If any such applicant has a
971 criminal record or is listed on the state child abuse and neglect registry,
972 the commissioner shall make a determination of whether to issue a
973 license to conduct a drivers' school in accordance with the standards
974 and procedures set forth in section 14-44 and the regulations adopted
975 pursuant to said section. If the application is approved, the applicant
976 shall be granted a license upon the payment of a fee of seven hundred
977 dollars and a deposit with the commissioner of cash or a bond of a
978 surety company authorized to do business in this state, conditioned on
979 the faithful performance by the applicant of any contract to furnish
980 instruction, in either case in such amount as the commissioner may
981 require, such cash or bond to be held by the commissioner to satisfy
982 any execution issued against such school in a cause arising out of
983 failure of such school to perform such contract. For each additional
984 place of business of such school, the commissioner shall charge a fee of
985 one hundred seventy-six dollars, except if the licensee opens an
986 additional place of business with one year or less remaining on the
987 term of its license, the commissioner shall charge a fee of eighty-eight
988 dollars for each such additional place of business for the year or any
989 part thereof remaining on the term of such license. No license shall be
990 required in the case of any board of education, or any public, private
991 or parochial school, which conducts a course in driver education
992 established in accordance with sections 14-36e and 14-36f. A license so
993 issued shall be valid for two years. The commissioner shall issue a
994 license certificate or certificates to each licensee, one of which shall be
995 displayed in each place of business of the licensee. In case of the loss,
996 mutilation or destruction of a certificate, the commissioner shall issue a
997 duplicate upon proof of the facts and the payment of a fee of twenty
998 dollars.

999 (b) The biennial fee for the renewal of a license shall be seven
1000 hundred dollars and the biennial renewal fee for each additional place
1001 of business shall be one hundred seventy-six dollars, except if the
1002 licensee opens an additional place of business with one year or less
1003 remaining on the term of its license, the commissioner shall charge a
1004 fee of eighty-eight dollars for each such additional place of business for
1005 the year or any part thereof remaining on the term of such license. If
1006 the commissioner has not received a complete renewal application and
1007 all applicable renewal fees on or before the expiration date of an
1008 applicant's license, the commissioner shall charge such applicant, in
1009 addition to such renewal fees, a late fee of seven hundred dollars.

1010 (c) Any person who engages in the business of conducting a drivers'
1011 school without being licensed in accordance with this section shall be
1012 guilty of a class B misdemeanor.

1013 Sec. 28. Subsection (d) of section 14-73 of the general statutes is
1014 repealed and the following is substituted in lieu thereof (*Effective July*
1015 *1, 2013*):

1016 (d) The commissioner shall conduct such written, oral and practical
1017 examinations as he deems necessary to determine whether an
1018 applicant has sufficient skill in the operation of motor vehicles to
1019 ensure their safe operation, a satisfactory knowledge of the motor
1020 vehicle laws and the ability to impart such skill and knowledge to
1021 others. If the applicant successfully completes the examinations and
1022 meets all other requirements of this section, the commissioner shall
1023 issue an instructor's license to such applicant. The license shall be valid
1024 for use only in connection with [the business of the] a drivers' school or
1025 schools [listed on the license] licensed pursuant to section 14-69, as
1026 amended by this act. If the applicant fails the examination, such
1027 applicant may apply for reexamination after [one month] five days.
1028 The license and the license renewal shall be valid for two years.

1029 Sec. 29. Subsection (b) of section 14-145 of the general statutes is
1030 repealed and the following is substituted in lieu thereof (*Effective July*

1031 1, 2013):

1032 (b) When such motor vehicle is towed or otherwise removed by a
1033 wrecker licensed under section 14-66, as amended by this act, the
1034 licensee or operator of the wrecker shall notify the local police
1035 department of the tow or removal within two hours. Such notification
1036 shall be submitted in writing or transmitted by facsimile or electronic
1037 mail and the record of such notification shall be retained by such
1038 licensee in accordance with the provisions of section 14-66b. No such
1039 licensee or operator may charge a storage fee for such motor vehicle
1040 for the time it is stored prior to such notification. If the motor vehicle is
1041 not claimed by its owner within the time periods specified in
1042 subsection (e) of section 14-150, as amended by this act, the licensee or
1043 operator of the wrecker or of the garage where such motor vehicle is
1044 stored may dispose of it in accordance with the provisions of
1045 subsection (e) of section 14-150, as amended by this act.

1046 Sec. 30. Section 14-163c of the general statutes is repealed and the
1047 following is substituted in lieu thereof (*Effective July 1, 2013*):

1048 (a) The Commissioner of Motor Vehicles may adopt regulations, in
1049 accordance with the provisions of chapter 54, which incorporate by
1050 reference the standards set forth in 49 CFR Parts 382 to 397, inclusive,
1051 as amended. Such regulations, adopted by reference to the provisions
1052 of 49 CFR Parts 382 to 397, inclusive, as amended, may be made
1053 applicable to any motor vehicle or motor carrier, as defined in 49 CFR
1054 Part 390, which (1) is in intrastate commerce and has a gross vehicle
1055 weight rating or gross combination weight rating or gross vehicle
1056 weight or gross combination weight of eighteen thousand one or more
1057 pounds; or (2) is in interstate commerce and has a gross vehicle weight
1058 rating or gross combination weight rating or gross vehicle weight or
1059 gross combination weight of ten thousand one or more pounds; or (3)
1060 (A) is designed or used to transport more than eight passengers,
1061 including the driver, for compensation, [except a student
1062 transportation vehicle, as defined in section 14-212,] or (B) is designed
1063 or used to transport more than fifteen passengers, including the driver,

1064 and is not used to transport passengers for compensation; or (4) is used
1065 in the transportation of hazardous materials in a quantity requiring
1066 placarding under the Hazardous Materials Transportation Act, 49 USC
1067 App. 1801 to 1813, inclusive, unless exempted under the provisions of
1068 the code or the provisions of subsection (b) of this section.

1069 (b) The provisions relative to maximum hours of service for drivers
1070 as set forth in 49 CFR Part 395, and as adopted by reference in
1071 regulations adopted pursuant to subsection (a) of this section, shall not
1072 apply to any driver of a utility service vehicle, as defined in 49 CFR
1073 Section 395.2, as amended.

1074 (c) The Commissioner of Motor Vehicles may grant variations or
1075 exemptions from, or approve equivalent or alternate compliance with,
1076 particular provisions of 49 CFR Parts 382 to 397, inclusive, as amended,
1077 when strict compliance with such provisions would entail practical
1078 difficulty or unnecessary hardship or would be otherwise adjudged
1079 unwarranted, provided any such variation, exemption, approved
1080 equivalent or alternate compliance shall, in the opinion of the
1081 commissioner, secure the public safety.

1082 (d) Any state or municipal police officer or motor vehicle inspector
1083 may (1) inspect any motor vehicle specified in subsection (a) of this
1084 section in operation and examine its operator to determine compliance
1085 with the provisions of 49 CFR Parts 100 to 199, inclusive, as amended,
1086 and 49 CFR Parts 382 to 397, inclusive, as amended, (2) enter upon the
1087 premises of any motor carrier, as defined in 49 CFR Section 390.5, as
1088 amended, for the purpose of inspecting and copying records
1089 maintained by such motor carrier, (3) conduct a safety rating
1090 procedure, safety audit or compliance review, in accordance with the
1091 provisions of 49 CFR Part 385, as amended, for any motor carrier that
1092 owns or operates any motor vehicle identified in subsection (a) of this
1093 section and, subject to notice and opportunity for hearing in
1094 accordance with the provisions of chapter 54, order any motor carrier
1095 with an unsatisfactory safety rating to cease operations until such time
1096 as it achieves a satisfactory rating, (4) declare a motor vehicle or its

1097 operator out of service, [as provided in 49 CFR Section 395.13 and
1098 Section 396.9, as amended,] or (5) issue an infractions complaint under
1099 the provisions of this section, provided such officer or inspector meets
1100 the standards established by the commissioner, in consultation with
1101 the Commissioner of Emergency Services and Public Protection, in
1102 regulations adopted in accordance with the provisions of chapter 54.

1103 (e) (1) Any person who violates the provisions of this section or any
1104 regulations adopted under this section shall, for a first violation, have
1105 committed an infraction. (2) The commissioner may impose a civil
1106 penalty on any person for a second or subsequent violation of the
1107 provisions of this section or any regulations adopted under this section
1108 if the acts or conduct on which the conviction is based arise out of the
1109 operation of a motor vehicle in intrastate commerce and would, if such
1110 acts or conduct had occurred with respect to operation of a motor
1111 vehicle in interstate commerce, have subjected such person to a civil
1112 penalty under the provisions of 49 CFR Parts 382 to 397, inclusive, as
1113 amended. The commissioner may adopt regulations, in accordance
1114 with the provisions of chapter 54, to specify the amount of such civil
1115 penalty provided such amount shall be not less than one thousand
1116 dollars nor more than ten thousand dollars. Any person notified of the
1117 assessment of a civil penalty under the provisions of this subsection
1118 shall be entitled to an opportunity for an administrative hearing in
1119 accordance with the provisions of chapter 54. If any person fails to
1120 comply with the terms of a final decision and order of the
1121 commissioner made pursuant to this subsection, the commissioner
1122 may suspend any motor vehicle registration issued to such person or
1123 such person's privilege to register any motor vehicle in this state, or
1124 prohibit the operation of any motor vehicle owned or operated by such
1125 person, until such person complies with the terms of such final
1126 decision and order. As used in this section, "person" includes any
1127 motor carrier, as defined in 49 CFR Section 390.5, as amended.

1128 Sec. 31. Section 14-188 of the general statutes is amended by adding
1129 subsection (e) as follows (*Effective July 1, 2013*):

1130 (NEW) (e) Any security interest in a vehicle that was originally
1131 perfected by a financial institution or other institution that (1) is no
1132 longer in existence, and (2) did not execute a release of such security
1133 interest, in accordance with subsections (a) to (c), inclusive, of this
1134 section, shall be deemed to be dissolved not earlier than ten years after
1135 such security interest was perfected if the debtor's records cannot be
1136 located by any successor institution to such financial or other
1137 institution.

1138 Sec. 32. Subsection (h) of section 14-267a of the general statutes is
1139 repealed and the following is substituted in lieu thereof (*Effective July*
1140 *1, 2013*):

1141 (h) Whenever signs are displayed on a public highway, indicating
1142 that a scale is in operation and directing the driver of a [commercial
1143 vehicle] motor vehicle described in subsection (a) of section 14-163c, as
1144 amended by this act, to stop at the weighing area, the driver shall stop
1145 and, in accordance with the directions of any state police officer,
1146 [Department of Emergency Services and Public Protection employee
1147 designated by the Commissioner of Emergency Services and Public
1148 Protection,] local police officer, Department of Motor Vehicles
1149 inspector, or Department of [Transportation] Motor Vehicles employee
1150 designated by the Commissioner of [Transportation] Motor Vehicles,
1151 allow the vehicle to be weighed or inspected.

1152 Sec. 33. Section 14-267c of the general statutes is repealed and the
1153 following is substituted in lieu thereof (*Effective July 1, 2013*):

1154 The owner of a commercial motor vehicle that is equipped with an
1155 auxiliary power or idle reduction technology unit shall, subject to the
1156 conditions described in this section, be granted a weight tolerance
1157 exemption from the gross, total axle, total tandem or bridge formula
1158 weight limits established by section 14-267a, as amended by this act.
1159 Such weight tolerance exemption shall authorize the operation of such
1160 commercial motor vehicle with additional weight equal to the actual
1161 weight of the auxiliary power or idle reduction technology unit, but

1162 not exceeding [four] five hundred fifty pounds. Such exemption may
1163 be granted by any official or law enforcement officer authorized to
1164 enforce the provisions of said section 14-267a, as amended by this act.
1165 To qualify for a weight tolerance exemption, an owner may be
1166 required to produce a written certification of the weight of such unit,
1167 and to show, by means of a written certification or physical
1168 demonstration, that the unit is fully functional at all times. As used in
1169 this section, "auxiliary power or idle reduction technology unit" means
1170 an integrated system, other than the vehicle's engine, that provides
1171 heat, air conditioning, engine warming, electric components or power
1172 to do the work for which the vehicle is designed.

1173 Sec. 34. Subsection (e) of section 14-286 of the general statutes is
1174 repealed and the following is substituted in lieu thereof (*Effective July*
1175 *1, 2013*):

1176 (e) As used in this section: (1) "Sidewalk" means any sidewalk laid
1177 out as such by any town, city or borough, and any walk which is
1178 reserved by custom for the use of pedestrians, or which has been
1179 specially prepared for their use. "Sidewalk" does not include
1180 crosswalks and does not include footpaths on portions of public
1181 highways outside thickly settled parts of towns, cities and boroughs,
1182 which are worn only by travel and are not improved by such towns,
1183 cities or boroughs or by abutters; (2) "bicycle" includes all vehicles
1184 propelled by the person riding the same by foot or hand power; and
1185 (3) "motor-driven cycle" means any motorcycle, motor scooter or
1186 bicycle with an attached motor with a seat height of not less than
1187 twenty-six inches and a motor [that produces five brake horsepower or
1188 less] having a capacity of less than fifty cubic centimeters piston
1189 displacement.

1190 Sec. 35. Subsection (c) of section 14-286b of the general statutes is
1191 repealed and the following is substituted in lieu thereof (*Effective July*
1192 *1, 2013*):

1193 (c) No person riding upon any bicycle, motor-driven cycle, roller

1194 skates, skis, sled, skateboard, coaster, [or] toy vehicle or any other
1195 vehicle not designed or intended to be towed shall attach the same or
1196 [himself] such person to any vehicle moving or about to move on a
1197 public roadway nor shall the operator of such vehicle knowingly
1198 permit any person riding a bicycle, motor-driven cycle, roller skates,
1199 skis, skateboard, coaster, sled, [or] toy vehicle or any other vehicle not
1200 designed or intended to be towed to attach the same or [himself] such
1201 person to such vehicle so operated or about to be operated, provided
1202 any person operating a bicycle solely by foot or hand power may
1203 attach a bicycle trailer or semitrailer thereto, provided such trailer or
1204 semitrailer is designed for such attachment.

1205 Sec. 36. Section 14-289d of the general statutes is repealed and the
1206 following is substituted in lieu thereof (*Effective July 1, 2013*):

1207 (a) The Commissioner of Motor Vehicles shall issue regulations, in
1208 accordance with nationally accepted standards, concerning
1209 specifications for vision-protecting devices, including but not limited
1210 to goggles, glasses, face shields, windshields and wind screens for use
1211 by operators of motorcycles and motor-driven cycles.

1212 (b) Failure to wear either goggles, glasses or a face shield of a type
1213 which conforms to the minimum specifications as called for by such
1214 regulations shall be an infraction. The provisions of this subsection
1215 shall not apply to operators of motorcycles and motor-driven cycles
1216 equipped with a wind screen or windshield which conforms to the
1217 minimum specifications called for by such regulations.

1218 Sec. 37. Section 14-296aa of the general statutes is repealed and the
1219 following is substituted in lieu thereof (*Effective October 1, 2013*):

1220 (a) For purposes of this section, the following terms have the
1221 following meanings:

1222 (1) "Mobile telephone" means a cellular, analog, wireless or digital
1223 telephone capable of sending or receiving telephone communications
1224 without an access line for service.

1225 (2) "Using" or "use" means holding a hand-held mobile telephone to,
1226 or in the immediate proximity of, the user's ear.

1227 (3) "Hand-held mobile telephone" means a mobile telephone with
1228 which a user engages in a call using at least one hand.

1229 (4) "Hands-free accessory" means an attachment, add-on, built-in
1230 feature, or addition to a mobile telephone, whether or not permanently
1231 installed in a motor vehicle, that, when used, allows the vehicle
1232 operator to maintain both hands on the steering wheel.

1233 (5) "Hands-free mobile telephone" means a hand-held mobile
1234 telephone that has an internal feature or function, or that is equipped
1235 with an attachment or addition, whether or not permanently part of
1236 such hand-held mobile telephone, by which a user engages in a call
1237 without the use of either hand, whether or not the use of either hand is
1238 necessary to activate, deactivate or initiate a function of such
1239 telephone.

1240 (6) "Engage in a call" means talking into or listening on a hand-held
1241 mobile telephone, but does not include holding a hand-held mobile
1242 telephone to activate, deactivate or initiate a function of such
1243 telephone.

1244 (7) "Immediate proximity" means the distance that permits the
1245 operator of a hand-held mobile telephone to hear telecommunications
1246 transmitted over such hand-held mobile telephone, but does not
1247 require physical contact with such operator's ear.

1248 (8) "Mobile electronic device" means any hand-held or other
1249 portable electronic equipment capable of providing data
1250 communication between two or more persons, including a text
1251 messaging device, a paging device, a personal digital assistant, a
1252 laptop computer, equipment that is capable of playing a video game or
1253 a digital video disk, or equipment on which digital photographs are
1254 taken or transmitted, or any combination thereof, but does not include
1255 any audio equipment or any equipment installed in a motor vehicle for

1256 the purpose of providing navigation, emergency assistance to the
1257 operator of such motor vehicle or video entertainment to the
1258 passengers in the rear seats of such motor vehicle.

1259 (b) (1) Except as otherwise provided in this subsection and
1260 subsections (c) and (d) of this section, no person shall operate a motor
1261 vehicle upon a highway, as defined in section 14-1, as amended by this
1262 act, while using a hand-held mobile telephone to engage in a call or
1263 while using a mobile electronic device while such vehicle is in motion.
1264 An operator of a motor vehicle who types, sends or reads a text
1265 message with a hand-held mobile telephone or mobile electronic
1266 device while such vehicle is in motion shall be in violation of this
1267 section, except that if such operator is driving a commercial motor
1268 vehicle, as defined in section 14-1, as amended by this act, such
1269 operator shall be charged with a violation of subsection (e) of this
1270 section.

1271 (2) An operator of a motor vehicle who holds a hand-held mobile
1272 telephone to, or in the immediate proximity of, his or her ear while
1273 such vehicle is in motion is presumed to be engaging in a call within
1274 the meaning of this section. The presumption established by this
1275 subdivision is rebuttable by evidence tending to show that the
1276 operator was not engaged in a call.

1277 (3) The provisions of this subsection shall not be construed as
1278 authorizing the seizure or forfeiture of a hand-held mobile telephone
1279 or a mobile electronic device, unless otherwise provided by law.

1280 (4) Subdivision (1) of this subsection shall not apply to: (A) The use
1281 of a hand-held mobile telephone for the sole purpose of
1282 communicating with any of the following regarding an emergency
1283 situation: An emergency response operator; a hospital, physician's
1284 office or health clinic; an ambulance company; a fire department; or a
1285 police department, or (B) any of the following persons while in the
1286 performance of their official duties and within the scope of their
1287 employment: A peace officer, as defined in subdivision (9) of section

1288 53a-3, a firefighter or an operator of an ambulance or authorized
1289 emergency vehicle, as defined in section 14-1, as amended by this act,
1290 or a member of the armed forces of the United States, as defined in
1291 section 27-103, while operating a military vehicle, or (C) the use of a
1292 hand-held radio by a person with an amateur radio station license
1293 issued by the Federal Communications Commission, or (D) the use of a
1294 hands-free mobile telephone.

1295 (c) No person shall use a hand-held mobile telephone or other
1296 electronic device, including those with hands-free accessories, or a
1297 mobile electronic device while operating a moving school bus that is
1298 carrying passengers, except that this subsection shall not apply to (1) a
1299 school bus driver who places an emergency call to school officials, or
1300 (2) the use of a hand-held mobile telephone as provided in
1301 subparagraph (A) of subdivision (4) of subsection (b) of this section.

1302 (d) No person under eighteen years of age shall use any hand-held
1303 mobile telephone, including one with a hands-free accessory, or a
1304 mobile electronic device while operating a moving motor vehicle on a
1305 public highway, except as provided in subparagraph (A) of
1306 subdivision (4) of subsection (b) of this section.

1307 (e) No person shall use a hand-held mobile telephone or other
1308 electronic device or type, read or send text or a text message with or
1309 from a mobile telephone or mobile electronic device while operating a
1310 commercial motor vehicle, as defined in section 14-1, as amended by
1311 this act, except for the purpose of communicating with any of the
1312 following regarding an emergency situation: An emergency response
1313 operator; a hospital; physician's office or health clinic; an ambulance
1314 company; a fire department or a police department.

1315 (f) Except as provided in subsections (b) to (e), inclusive, of this
1316 section, no person shall engage in any activity not related to the actual
1317 operation of a motor vehicle in a manner that interferes with the safe
1318 operation of such vehicle on any highway, as defined in section 14-1,
1319 as amended by this act.

1320 (g) Any law enforcement officer who issues a summons for a
1321 violation of this section shall record on such summons the specific
1322 nature of any distracted driving behavior observed by such officer.

1323 (h) Any person who violates this section shall be fined one hundred
1324 [twenty-five] fifty dollars for a first violation, [two hundred fifty] three
1325 hundred dollars for a second violation and [four] five hundred dollars
1326 for a third or subsequent violation.

1327 (i) An operator of a motor vehicle who commits a moving violation,
1328 as defined in subsection (a) of section 14-111g, while engaged in any
1329 activity prohibited by this section shall be fined in accordance with
1330 subsection (h) of this section, in addition to any penalty or fine
1331 imposed for the moving violation.

1332 (j) The state shall remit to a municipality twenty-five per cent of the
1333 fine amount received for a violation of this section with respect to each
1334 summons issued by such municipality. Each clerk of the Superior
1335 Court or the Chief Court Administrator, or any other official of the
1336 Superior Court designated by the Chief Court Administrator, shall, on
1337 or before the thirtieth day of January, April, July and October in each
1338 year, certify to the Comptroller the amount due for the previous
1339 quarter under this subsection to each municipality served by the office
1340 of the clerk or official.

1341 (k) A record of any violation of this section shall appear on the
1342 driving history record or motor vehicle record, as defined in section
1343 14-10, of any person who commits such violation, and the record of
1344 such violation shall be available to any motor vehicle insurer in
1345 accordance with the provisions of section 14-10.

1346 Sec. 38. Section 14-381 of the general statutes is repealed and the
1347 following is substituted in lieu thereof (*Effective October 1, 2013*):

1348 Any owner required to register a snowmobile or all-terrain vehicle
1349 shall apply to the commissioner and shall file evidence of ownership
1350 by affidavit or document. Upon receipt of an application in proper

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

1368 Sec. 39. Subsection (b) of section 38a-364 of the general statutes is
1369 repealed and the following is substituted in lieu thereof (*Effective*
1370 *October 1, 2013*):

1371 (b) Each insurance company that issues private passenger motor
1372 vehicle liability insurance providing the security required by sections
1373 38a-19 and 38a-363 to 38a-388, inclusive, shall issue annually to each
1374 such insured an automobile insurance identification card, in duplicate,
1375 for each insured vehicle, one of which shall be presented to the
1376 commissioner as provided in section 14-12b, as amended by this act,
1377 and the other carried in the vehicle as provided in section 14-13. Except
1378 as provided in subsection (c) of this section, such card shall be effective
1379 for a period of one year and shall include the name of the insured and
1380 insurer, the policy number, the effective date of coverage, the year,
1381 make or model and vehicle identification number of the insured
1382 vehicle, the company code number assigned to the insurer by the
1383 National Association of Insurance Commissioners and an appropriate
1384 space wherein the insured may set forth the year, make or model and

1385 vehicle identification number of any private passenger motor vehicle
1386 that becomes covered as a result of a change in the covered vehicle
1387 during the effective period of the identification card. When an insured
1388 has five or more private passenger motor vehicles registered in this
1389 state, the insurer may use the designation "all owned vehicles" on each
1390 card in lieu of a specific vehicle description. Each insurance company
1391 that delivers, issues for delivery or renews such private passenger
1392 motor vehicle liability insurance in this state shall include on such
1393 card, the following notice, printed in capital letters and boldface type:

1394 NOTICE:

1395 YOU HAVE THE RIGHT TO CHOOSE THE LICENSED REPAIR
1396 SHOP WHERE THE DAMAGE TO YOUR MOTOR VEHICLE WILL
1397 BE REPAIRED.

1398 Sec. 40. Subsection (c) of section 38a-364 of the general statutes is
1399 repealed and the following is substituted in lieu thereof (*Effective*
1400 *October 1, 2013*):

1401 (c) Whenever a binder for such insurance is issued by an agent, the
1402 agent shall also issue a temporary identification card, in duplicate, for
1403 each covered vehicle effective for a period of sixty days from the date
1404 on which the binder becomes effective. Such temporary cards shall
1405 include the name of the insured and insurer, the company code
1406 number assigned to the insurer by the National Association of
1407 Insurance Commissioners, the printed name and signature of the agent
1408 or authorized representative, the effective date of the binder, the policy
1409 number or, if such number is not available, the agent's code number
1410 and the year, make or model and vehicle identification number of the
1411 insured vehicle.

1412 Sec. 41. Subsection (a) of section 38a-683 of the general statutes is
1413 repealed and the following is substituted in lieu thereof (*Effective July*
1414 *1, 2013*):

1415 (a) The premium charges for a private passenger nonfleet

1416 automobile under an automobile liability or physical damage
1417 insurance policy for any principal operator who has attained the age of
1418 sixty years and has submitted proof of successful completion of [a
1419 four-hour] an accident prevention course of not less than four hours
1420 approved by the Commissioner of Motor Vehicles shall be
1421 appropriately modified to reflect such operator's reduced exposure to
1422 loss. Such course shall be completed within one year prior to the initial
1423 application of the discount or, for subsequent applications of the
1424 discount, within one year of the expiration of the current discount
1425 period. If proof of successful completion of such course is submitted
1426 during the term of a policy, any premium modification shall become
1427 effective upon the next renewal. A minimum discount of five per cent
1428 shall be applicable to premium charges for such automobile for
1429 policies effective on and after July 1, 1983. The discount shall apply to
1430 the premium charges for the automobile for at least twenty-four
1431 months. This section shall not apply to any group automobile
1432 insurance policy issued pursuant to section 38a-803 under which
1433 premiums are broadly averaged for the group rather than determined
1434 individually.

1435 Sec. 42. Subsection (c) of section 54-33a of the general statutes is
1436 repealed and the following is substituted in lieu thereof (*Effective July*
1437 *1, 2013*):

1438 (c) A warrant may issue only on affidavit sworn to by the
1439 complainant or complainants before the judge or judge trial referee
1440 and establishing the grounds for issuing the warrant, which affidavit
1441 shall be part of the arrest file. If the judge or judge trial referee is
1442 satisfied that grounds for the application exist or that there is probable
1443 cause to believe that they exist, the judge or judge trial referee shall
1444 issue a warrant identifying the property and naming or describing the
1445 person, place or thing to be searched. The warrant shall be directed to
1446 any police officer of a regularly organized police department or any
1447 state police officer, to an inspector in the Division of Criminal Justice,
1448 [or] to a conservation officer, special conservation officer or patrolman
1449 acting pursuant to section 26-6 or to a sworn motor vehicle inspector

1450 acting under the authority of section 14-8. The warrant shall state the
1451 date and time of its issuance and the grounds or probable cause for its
1452 issuance and shall command the officer to search within a reasonable
1453 time the person, place or thing named, for the property specified. The
1454 inadvertent failure of the issuing judge or judge trial referee to state on
1455 the warrant the time of its issuance shall not in and of itself invalidate
1456 the warrant.

1457 Sec. 43. Subsection (c) of section 54-56e of the general statutes is
1458 repealed and the following is substituted in lieu thereof (*Effective*
1459 *January 1, 2014*):

1460 (c) This section shall not be applicable: (1) To any person charged
1461 with a class A felony, a class B felony, except a violation of section 53a-
1462 122 that does not involve the use, attempted use or threatened use of
1463 physical force against another person, or a violation of section 14-227a,
1464 as amended by this act, subdivision (2) of subsection (a) of section
1465 53-21, section 53a-56b, 53a-60d, 53a-70, 53a-70a, 53a-70b, 53a-71, 53a-
1466 72a, 53a-72b, 53a-90a, 53a-196e or 53a-196f, (2) to any person charged
1467 with a crime or motor vehicle violation who, as a result of the
1468 commission of such crime or motor vehicle violation, causes the death
1469 of another person, (3) to any person accused of a family violence crime
1470 as defined in section 46b-38a who (A) is eligible for the pretrial family
1471 violence education program established under section 46b-38c, or (B)
1472 has previously had the pretrial family violence education program
1473 invoked in such person's behalf, (4) to any person charged with a
1474 violation of section 21a-267 or 21a-279 who (A) is eligible for the
1475 pretrial drug education program established under section 54-56i, or
1476 (B) has previously had the pretrial drug education program invoked in
1477 such person's behalf, (5) unless good cause is shown, to any person
1478 charged with a class C felony, [or] (6) to any person charged with a
1479 violation of section 9-359 or 9-359a, or (7) to any person charged with a
1480 motor vehicle violation (A) while operating a commercial motor
1481 vehicle, as defined in section 14-1, as amended by this act, or (B) who
1482 holds a commercial driver's license or commercial driver's instruction
1483 permit at the time of the violation.

1484 Sec. 44. Subsection (h) of section 54-56g of the general statutes is
1485 repealed and the following is substituted in lieu thereof (*Effective*
1486 *January 1, 2014*):

1487 (h) The provisions of this section shall not be applicable in the case
1488 of any person charged with a violation of section 14-227a, as amended
1489 by this act, (1) while operating a commercial motor vehicle, as defined
1490 in section 14-1, as amended by this act, or (2) who holds a commercial
1491 driver's license or commercial driver's instruction permit at the time of
1492 the violation.

1493 Sec. 45. Section 14-65f of the general statutes is repealed and the
1494 following is substituted in lieu thereof (*Effective October 1, 2013*):

1495 (a) (1) Prior to performing any repair work on a motor vehicle, a
1496 motor vehicle repair shop shall obtain a written authorization to
1497 perform the work, on an invoice signed by the customer, that includes
1498 an estimate in writing of the maximum cost to the customer of the
1499 parts and labor necessary for the specific job authorized. A repair shop
1500 shall not charge for work done or parts supplied without a written
1501 authorization or in excess of the estimate unless the customer gives
1502 consent orally or in writing.

1503 (2) In addition to, or as part of, the written authorization set forth in
1504 subdivision (1) of this subsection, a motor vehicle repair shop shall
1505 obtain a written acknowledgment that the customer is aware of his or
1506 her right to choose the licensed repair shop where the motor vehicle
1507 will be repaired. Such acknowledgment shall read as follows: "I am
1508 aware of my right to choose the licensed repair shop where the
1509 damage to the motor vehicle will be repaired." A repair shop shall not
1510 repair a motor vehicle without such acknowledgment, which may be
1511 transmitted by facsimile or by electronic mail.

1512 (b) If the repair shop is unable to estimate the cost of repair because
1513 the specific repairs to be performed are not known at the time the
1514 vehicle is delivered to the repair shop, the written authorization
1515 required by this section need not include an estimate of the maximum

1516 cost of parts and labor. In such a case, prior to commencing any
1517 repairs, the repair shop shall notify the customer of the work to be
1518 performed and the estimated maximum cost to the customer of the
1519 necessary parts and labor, obtain the customer's written or oral
1520 authorization and record such information on the invoice.

1521 (c) If, during the course of performing repair work, the repair shop
1522 discovers that repairs other than those authorized are needed or that
1523 the cost of authorized repairs will exceed the estimate, the repair shop
1524 shall not proceed with the repairs without first obtaining the
1525 customer's additional written or oral consent and recording such
1526 information on the invoice.

1527 (d) No repair shop shall have a claim against a motor vehicle for
1528 repairs, other than for repairs actually performed and authorized, in an
1529 amount greater than that authorized by the customer under the
1530 provisions of sections 14-65e to 14-65j, inclusive, as amended by this
1531 act.

1532 (e) If a motor vehicle is delivered to a repair shop at a time when the
1533 shop is not open for business, the authorization to repair the vehicle
1534 and the estimate of the cost of parts and labor may be given orally but
1535 shall be recorded on the invoice.

1536 (f) Unless requested by a customer, the requirement for a repair
1537 shop to furnish an advance written estimate shall not apply to repair
1538 work for which the total cost for parts and labor is less than fifty
1539 dollars.

1540 (g) Violation of any provision of this section shall be an infraction.

1541 Sec. 46. Section 14-65g of the general statutes is repealed and the
1542 following is substituted in lieu thereof (*Effective October 1, 2013*):

1543 (a) A customer may waive his right to the estimate of the costs of
1544 parts and labor required by section 14-65f, as amended by this act, only
1545 in writing in accordance with this section. Such a waiver shall include

1546 an authorization to perform reasonable and necessary repairs to
 1547 remedy the problems complained of, at a cost not to exceed a fixed
 1548 dollar amount. The waiver shall be signed by the customer and the
 1549 customer shall be given a fully completed copy of the waiver at the
 1550 time it is signed. No repair shop shall use waivers to evade its duties
 1551 under sections 14-65e to 14-65j, inclusive, as amended by this act, and
 1552 section 14-65l.

1553 (b) Every waiver shall be substantially in the following form:

1554 WAIVER OF ADVANCE ESTIMATE

1555 I voluntarily request that repairs be performed on my vehicle
 1556 without an advance estimate of their cost. By signing this form, I
 1557 authorize reasonable and necessary costs to remedy the problems
 1558 complained of up to a maximum of \$..... The repair shop may not
 1559 exceed this amount without my written or oral consent.

1560 Identification of Vehicle

1561 Date

1562 Time

1563

1564 Customer's Signature

1565 (c) The Commissioner of Motor Vehicles shall determine the size,
 1566 type face and arrangement of the waiver form, consistent with
 1567 subsection (b) of this section.

1568 (d) Each repair shop shall maintain a written record of oral consents
 1569 and authorizations, which may be recorded on the invoice.

1570 (e) Prior to performing any repairs on a customer's vehicle, a repair
 1571 shop shall record on the invoice in writing the following information:
 1572 (1) The name and address of the customer and the telephone number
 1573 at which the customer may be reached during normal working hours;

1574 (2) the date and approximate time the customer's vehicle was delivered
1575 to the repair shop; (3) the year, make and registration number of the
1576 customer's vehicle; (4) the odometer reading on the customer's vehicle;
1577 and (5) the specific repairs requested by the customer. If the customer
1578 has not requested specific repairs, the shop shall record a brief
1579 description of the nature of the problem that requires repair.

1580 (f) Any repair shop that charges for an estimate or diagnosis shall
1581 inform the customer of the amount of such charge before making the
1582 estimate or diagnosis and shall obtain the customer's consent, which
1583 consent shall be written if requested by the customer or if such charge
1584 is fifty dollars or more.

1585 (g) Violation of any provision of this section shall be an infraction.

1586 Sec. 47. Section 14-65h of the general statutes is repealed and the
1587 following is substituted in lieu thereof (*Effective October 1, 2013*):

1588 (a) All work done by a motor vehicle repair shop, including sublet
1589 repair work or repair work under warranty, shall be recorded on an
1590 invoice which shall specify the name and address of the repair shop,
1591 describe all service work done and parts supplied and state the cost of
1592 such service work and parts supplied, separately itemized. If any used
1593 parts are supplied, the invoice shall clearly state that fact. If any
1594 component system installed is composed of new and used parts, such
1595 invoice shall clearly state that fact. One copy of the invoice shall be
1596 given to the customer and one copy shall be retained by the motor
1597 vehicle repair shop. Any warranty made by a repair shop with respect
1598 to any repair work performed shall be stated in writing. If such written
1599 warranty does not include the cost of both parts and labor, it shall
1600 specifically state which is excluded from the scope of such warranty.

1601 (b) The motor vehicle repair shop shall make available to the
1602 customer, if requested by the customer at the time written or oral
1603 authorization is provided for work to be performed, all replaced parts,
1604 components or equipment. If the repair shop is required to return such
1605 parts, components or equipment to the manufacturer or other person

1606 under any warranty or rebuilding arrangement, the repair shop shall
1607 make them available to the customer for inspection only.

1608 (c) Violation of any provision of this section shall be an infraction.

1609 Sec. 48. Section 14-65i of the general statutes is repealed and the
1610 following is substituted in lieu thereof (*Effective October 1, 2013*):

1611 (a) Each motor vehicle repair shop shall prominently display a sign
1612 twenty-four inches by thirty-six inches in each area of its premises
1613 where work orders are placed by customers. The sign, which shall be
1614 in boldface type, shall read as follows:

1615 THIS ESTABLISHMENT IS LICENSED WITH THE
1616 STATE DEPARTMENT OF MOTOR VEHICLES.

1617 EACH CUSTOMER IS ENTITLED TO...

1618 _____

1619 1. A WRITTEN ESTIMATE FOR REPAIR WORK.

1620 2. A DETAILED INVOICE OF WORK DONE AND PARTS
1621 SUPPLIED.

1622 3. RETURN OF REPLACED PARTS, PROVIDED THE REQUEST IS
1623 MADE AT THE TIME WRITTEN OR ORAL AUTHORIZATION IS
1624 PROVIDED FOR WORK TO BE PERFORMED.

1625 _____

1626 NO REPAIR WORK MAY BE UNDERTAKEN ON A VEHICLE
1627 WITHOUT THE AUTHORIZATION OF THE CUSTOMER.

1628 NO CHARGES FOR REPAIR MAY BE MADE IN EXCESS OF THE
1629 WRITTEN ESTIMATE WITHOUT THE WRITTEN OR ORAL
1630 CONSENT OF THE CUSTOMER.

1631 _____

1632 QUESTIONS CONCERNING THE ABOVE SHOULD BE DIRECTED
1633 TO THE MANAGER OF THIS REPAIR FACILITY.

1634 UNRESOLVED QUESTIONS REGARDING SERVICE WORK MAY BE
1635 SUBMITTED TO:

1636

1637 DEPARTMENT OF MOTOR VEHICLES

1638 DEALER REPAIR DIVISION

1639 60 STATE STREET, WETHERSFIELD, CONNECTICUT

1640 TELEPHONE:

1641 HOURS OF OPERATION:

1642 (b) Each motor vehicle repair shop shall post a sign, as required by
1643 this subsection, in each area of its premises where work orders are
1644 placed by customers. The sign shall state: (1) The hourly charge for
1645 labor; (2) the conditions, if any, under which the shop may impose
1646 charges for storage, and the amount of any such charges; and (3) the
1647 charge, if any, for a diagnosis.

1648 (c) Each motor vehicle repair shop shall prominently display a sign
1649 in each area of its premises where work orders are placed by
1650 customers. The sign, which shall be in boldface type, shall read as
1651 follows:

1652 NOTICE:

1653 THE CUSTOMER HAS THE RIGHT TO CHOOSE THE LICENSED
1654 REPAIR SHOP WHERE THE DAMAGE TO HIS OR HER MOTOR
1655 VEHICLE WILL BE REPAIRED.

1656 (d) The Commissioner of Motor Vehicles shall determine the size,
1657 type face and form of the signs required by this section.

1658 (e) Violation of any provision of this section shall be an infraction.

1659 Sec. 49. Section 14-65j of the general statutes is repealed and the
1660 following is substituted in lieu thereof (*Effective October 1, 2013*):

1661 (a) No repair shop shall make any statement to a customer which it
1662 knows or should know to be false or misleading. Such statements
1663 include, but are not limited to, statements as to the necessity of repairs,
1664 the condition of the customer's vehicle, and whether particular repairs
1665 have been performed by the shop.

1666 (b) No repair shop shall charge a customer for repairs which have
1667 not been performed.

1668 (c) A repair shop shall complete repairs on a motor vehicle on the
1669 same business day the vehicle is delivered to the repair shop by the
1670 customer, unless: (1) The customer is informed at the time the vehicle
1671 is delivered that repairs will not be completed on the day of delivery;
1672 (2) the customer consents to a later date of completion; or (3) as soon as
1673 it learns that repairs will not be completed on the day of delivery, the
1674 repair shop makes reasonable efforts to notify the customer and obtain
1675 consent but is unable to contact the customer. Such efforts shall be
1676 included in the record required by subsection (d) of section 14-65g, as
1677 amended by this act.

1678 (d) The Commissioner of Motor Vehicles shall adopt regulations in
1679 accordance with chapter 54 to carry out the provisions of sections 14-
1680 65e to 14-65j, inclusive, as amended by this act.

1681 (e) A violation of subsection (a) or (b) of this section shall be a class
1682 B misdemeanor.

1683 Sec. 50. Subsection (b) of section 14-36 of the general statutes is
1684 repealed and the following is substituted in lieu thereof (*Effective from*
1685 *passage*):

1686 (b) (1) A person eighteen years of age or older who does not hold a
1687 motor vehicle operator's license may not operate a motor vehicle on

1688 the public highways of the state for the purpose of instruction until
1689 such person has applied for and obtained an adult instruction permit
1690 from the commissioner. Such person shall not be eligible for an adult
1691 instruction permit if such person has had a motor vehicle operator's
1692 license or privilege suspended or revoked. An adult instruction permit
1693 shall entitle the holder, while such holder has the permit in his or her
1694 immediate possession, to operate a motor vehicle on the public
1695 highways, provided such holder is under the instruction of, and
1696 accompanied by, a person who holds an instructor's license issued
1697 under the provisions of section 14-73, as amended by this act, or a
1698 person twenty years of age or older who has been licensed to operate,
1699 for at least four years preceding the instruction, a motor vehicle of the
1700 same class as the motor vehicle being operated and who has not had
1701 his or her motor vehicle operator's license suspended by the
1702 commissioner during the four-year period preceding the instruction.
1703 The Commissioner of Motor Vehicles shall not issue a motor vehicle
1704 operator's license to any person holding an adult instruction permit
1705 who has held such permit for less than ninety days unless such person
1706 (A) is a member of the armed forces on active duty outside the state, or
1707 (B) has previously held a Connecticut motor vehicle operator's license.
1708 (2) A person holding a valid out-of-state motor vehicle operator's
1709 license may operate a motor vehicle for a period of thirty days
1710 following such person's establishment of residence in Connecticut, if
1711 the motor vehicle is of the same class as that for which his or her out-
1712 of-state motor vehicle operator's license was issued. (3) No person may
1713 cause or permit the operation of a motor vehicle by a person under
1714 sixteen years of age.

1715 Sec. 51. Subsection (g) of section 14-227a of the general statutes is
1716 repealed and the following is substituted in lieu thereof (*Effective July*
1717 *1, 2013*):

1718 (g) Any person who violates any provision of subsection (a) of this
1719 section shall: (1) For conviction of a first violation, (A) be fined not less
1720 than five hundred dollars or more than one thousand dollars, and (B)
1721 be (i) imprisoned not more than six months, forty-eight consecutive

1722 hours of which may not be suspended or reduced in any manner, or
1723 (ii) imprisoned not more than six months, with the execution of such
1724 sentence of imprisonment suspended entirely and a period of
1725 probation imposed requiring as a condition of such probation that
1726 such person perform one hundred hours of community service, as
1727 defined in section 14-227e, and (C) have such person's motor vehicle
1728 operator's license or nonresident operating privilege suspended for
1729 forty-five days and, as a condition for the restoration of such license,
1730 be required to install an ignition interlock device on each motor vehicle
1731 owned or operated by such person and, upon such restoration, be
1732 prohibited for the one-year period following such restoration from
1733 operating a motor vehicle unless such motor vehicle is equipped with
1734 a functioning, approved ignition interlock device, as defined in section
1735 14-227j; (2) for conviction of a second violation within ten years after a
1736 prior conviction for the same offense, (A) be fined not less than one
1737 thousand dollars or more than four thousand dollars, (B) be
1738 imprisoned not more than two years, one hundred twenty consecutive
1739 days of which may not be suspended or reduced in any manner, and
1740 sentenced to a period of probation requiring as a condition of such
1741 probation that such person: (i) Perform one hundred hours of
1742 community service, as defined in section 14-227e, (ii) submit to an
1743 assessment through the Court Support Services Division of the Judicial
1744 Branch of the degree of such person's alcohol or drug abuse, and (iii)
1745 undergo a treatment program if so ordered, and (C) (i) if such person is
1746 under twenty-one years of age at the time of the offense, have such
1747 person's motor vehicle operator's license or nonresident operating
1748 privilege suspended for forty-five days or until the date of such
1749 person's twenty-first birthday, whichever is longer, and, as a condition
1750 for the restoration of such license, be required to install an ignition
1751 interlock device on each motor vehicle owned or operated by such
1752 person and, upon such restoration, be prohibited for the three-year
1753 period following such restoration from operating a motor vehicle
1754 unless such motor vehicle is equipped with a functioning, approved
1755 ignition interlock device, as defined in section 14-227j, except that for
1756 the first year of such three-year period, such person's operation of a

1757 motor vehicle shall be limited to such person's transportation to or
1758 from work or school, an alcohol or drug abuse treatment program, [or]
1759 an ignition interlock device service center or an appointment with a
1760 probation officer, or (ii) if such person is twenty-one years of age or
1761 older at the time of the offense, have such person's motor vehicle
1762 operator's license or nonresident operating privilege suspended for
1763 forty-five days and, as a condition for the restoration of such license,
1764 be required to install an ignition interlock device on each motor vehicle
1765 owned or operated by such person and, upon such restoration, be
1766 prohibited for the three-year period following such restoration from
1767 operating a motor vehicle unless such motor vehicle is equipped with
1768 a functioning, approved ignition interlock device, as defined in section
1769 14-227j, except that for the first year of such three-year period, such
1770 person's operation of a motor vehicle shall be limited to such person's
1771 transportation to or from work or school, an alcohol or drug abuse
1772 treatment program, [or] an ignition interlock device service center or
1773 an appointment with a probation officer; and (3) for conviction of a
1774 third and subsequent violation within ten years after a prior conviction
1775 for the same offense, (A) be fined not less than two thousand dollars or
1776 more than eight thousand dollars, (B) be imprisoned not more than
1777 three years, one year of which may not be suspended or reduced in
1778 any manner, and sentenced to a period of probation requiring as a
1779 condition of such probation that such person: (i) Perform one hundred
1780 hours of community service, as defined in section 14-227e, (ii) submit
1781 to an assessment through the Court Support Services Division of the
1782 Judicial Branch of the degree of such person's alcohol or drug abuse,
1783 and (iii) undergo a treatment program if so ordered, and (C) have such
1784 person's motor vehicle operator's license or nonresident operating
1785 privilege permanently revoked upon such third offense, except that if
1786 such person's revocation is reversed or reduced pursuant to subsection
1787 (i) of section 14-111, such person shall be prohibited from operating a
1788 motor vehicle unless such motor vehicle is equipped with a
1789 functioning, approved ignition interlock device, as defined in section
1790 14-227j, for the time period prescribed in subdivision (2) of subsection
1791 (i) of section 14-111. For purposes of the imposition of penalties for a

1792 second or third and subsequent offense pursuant to this subsection, a
1793 conviction under the provisions of subsection (a) of this section in
1794 effect on October 1, 1981, or as amended thereafter, a conviction under
1795 the provisions of either subdivision (1) or (2) of subsection (a) of this
1796 section, a conviction under the provisions of section 53a-56b or 53a-60d
1797 or a conviction in any other state of any offense the essential elements
1798 of which are determined by the court to be substantially the same as
1799 subdivision (1) or (2) of subsection (a) of this section or section 53a-56b
1800 or 53a-60d, shall constitute a prior conviction for the same offense.

1801 Sec. 52. Subdivision (1) of subsection (i) of section 14-227a of the
1802 general statutes is repealed and the following is substituted in lieu
1803 thereof (*Effective July 1, 2013*):

1804 (i) (1) The Commissioner of Motor Vehicles shall permit a person
1805 whose license has been suspended in accordance with the provisions
1806 of subparagraph (C) of subdivision (1) or subparagraph (C)(i) or (C)(ii)
1807 of subdivision (2) of subsection (g) of this section to operate a motor
1808 vehicle if (A) such person has served the suspension required under
1809 said subparagraph, notwithstanding that such person has not
1810 completed serving any suspension required under subsection (i) of
1811 section 14-227b, and (B) such person has installed an approved ignition
1812 interlock device in each motor vehicle owned or to be operated by such
1813 person, and verifies to the commissioner, in such manner as the
1814 commissioner prescribes, that such device has been installed. For a
1815 period of one year after the installation of an ignition interlock device
1816 by a person who is subject to subparagraph (C)(i) or (C)(ii) of
1817 subdivision (2) of subsection (g) of this section, such person's operation
1818 of a motor vehicle shall be limited to such person's transportation to or
1819 from work or school, an alcohol or drug abuse treatment program, [or]
1820 an ignition interlock device service center or an appointment with a
1821 probation officer. Except as provided in sections 53a-56b and 53a-60d,
1822 no person whose license is suspended by the commissioner for any
1823 other reason shall be eligible to operate a motor vehicle equipped with
1824 an approved ignition interlock device.

1825 Sec. 53. Subdivision (6) of subsection (i) of section 14-227a of the
1826 general statutes is repealed and the following is substituted in lieu
1827 thereof (*Effective July 1, 2013*):

1828 (6) Whenever a person is permitted by the commissioner under this
1829 subsection to operate a motor vehicle if such person has installed an
1830 approved ignition interlock device in each motor vehicle owned or to
1831 be operated by such person, the commissioner shall indicate in the
1832 electronic record maintained by the commissioner pertaining to such
1833 person's operator's license or driving history that such person is
1834 restricted to operating a motor vehicle that is equipped with an
1835 ignition interlock device and, if applicable, that such person's
1836 operation of a motor vehicle is limited to such person's transportation
1837 to or from work or school, an alcohol or drug abuse treatment
1838 program, [or] an ignition interlock device service center or an
1839 appointment with a probation officer, and the duration of such
1840 restriction or limitation, and shall ensure that such electronic record is
1841 accessible by law enforcement officers. Any such person shall pay the
1842 commissioner a fee of one hundred dollars prior to the installation of
1843 such device.

1844 Sec. 54. Section 7-313a of the general statutes is repealed and the
1845 following is substituted in lieu thereof (*Effective October 1, 2013*):

1846 The authorities having the supervision of the fire department of any
1847 town, city, borough or district may appoint such number of fire
1848 department members or other persons, within available
1849 appropriations, as they deem necessary to be fire police officers of such
1850 municipality or district, who shall have the powers and perform the
1851 duties in such municipality or district as designated and authorized by
1852 the fire chief of such municipality or district, and such fire police
1853 officers may exercise such powers and duties in any other municipality
1854 or district while on duty with the fire department or with a
1855 cooperating fire department, where the department is engaged in
1856 mutual assistance. Such powers and duties shall include traffic control
1857 and regulation and may be exercised by such fire police during any

1858 fire drill or fire call or at any other time when such fire police are
1859 serving with the fire department, with any other fire department in
1860 another municipality or district or with any fire department rendering
1861 mutual assistance. Each such fire police officer while in the
1862 performance of fire police duties shall wear the badge of office in plain
1863 view of any observer. Each such fire police officer, while directing
1864 traffic in performance of the duties of fire police, shall (1) wear (A) a
1865 helmet with the words "Fire Police" in red letters on the front thereof,
1866 any other headgear that meets national, state and local traffic safety
1867 standards or a regulation fire-police dress uniform cap, and (B) a traffic
1868 safety vest, orange or lime green raincoat or any reflectorized orange
1869 or lime green outer clothing, that meets national, state and local traffic
1870 safety standards, (2) carry a flashlight, which shall have a red or
1871 orange wand and be capable of projecting a clear light for the purpose
1872 of illumination at nighttime, and (3) utilize hand-held or portable
1873 traffic control devices appropriate for the time of day, weather and
1874 traffic flow. Such helmet, cap, vest, raincoat or outer clothing, badge,
1875 traffic control equipment and flashlight may be supplied by the
1876 appointing municipality or district. Any person who violates this
1877 section by failing to obey any signal given by a fire police officer
1878 directing traffic in performance of the duties of fire police shall be
1879 deemed to have committed an infraction.

1880 Sec. 55. Subsection (d) of section 14-99h of the general statutes is
1881 repealed and the following is substituted in lieu thereof (*Effective July*
1882 *1, 2013*):

1883 (d) A motor vehicle dealer, licensed in accordance with section 14-52
1884 and meeting qualifications established by the commissioner, may
1885 verify a manufacturer's vehicle identification number to satisfy any
1886 provision requiring such verification in this chapter, or chapter 246a or
1887 247. Such verification shall be provided in a written affidavit signed by
1888 such a motor vehicle dealer, or his designee, and submitted to the
1889 commissioner. Such affidavit shall contain a statement that the
1890 manufacturer's vehicle identification number corresponds to such
1891 number (1) on the manufacturer's or importer's certificate of origin, if

1892 the motor vehicle is new, [or] (2) on a current certificate of title, [for all
1893 other vehicles] or (3) on a current motor vehicle registration document.
1894 Such affidavit shall also contain a statement that the vehicle
1895 identification number has not been mutilated, altered or removed.

1896 Sec. 56. Subdivision (1) of subsection (d) of section 14-36 of the
1897 general statutes is repealed and the following is substituted in lieu
1898 thereof (*Effective October 1, 2013*):

1899 (d) (1) No motor vehicle operator's license shall be issued to any
1900 applicant who is sixteen or seventeen years of age unless the applicant
1901 has held a youth instruction permit and has satisfied the requirements
1902 specified in this subsection. The applicant shall (A) present to the
1903 Commissioner of Motor Vehicles a certificate of the successful
1904 completion (i) in a public secondary school, a state technical high
1905 school or a private secondary school of a full course of study in motor
1906 vehicle operation prepared as provided in section 14-36e, (ii) of
1907 training of similar nature provided by a licensed drivers' school
1908 approved by the commissioner, or (iii) of home training in accordance
1909 with subdivision (2) of this subsection, including, in each case, or by a
1910 combination of such types of training, successful completion of: Not
1911 less than forty clock hours of behind-the-wheel, on-the-road
1912 instruction for applicants to whom a youth instruction permit is issued
1913 on or after August 1, 2008; (B) present to the commissioner a certificate
1914 of the successful completion of a course of not less than eight hours
1915 relative to safe driving practices, including a minimum of four hours
1916 on the nature and the medical, biological and physiological effects of
1917 alcohol and drugs and their impact on the operator of a motor vehicle,
1918 the dangers associated with the operation of a motor vehicle after the
1919 consumption of alcohol or drugs by the operator, the problems of
1920 alcohol and drug abuse and the penalties for alcohol and drug-related
1921 motor vehicle violations; and (C) pass an examination which may
1922 include a comprehensive test as to knowledge of the laws concerning
1923 motor vehicles and the rules of the road in addition to the test required
1924 under subsection (c) of this section and shall include an on-the-road
1925 skills test as prescribed by the commissioner. At the time of application

1926 and examination for a motor vehicle operator's license, an applicant
1927 sixteen or seventeen years of age shall have held a youth instruction
1928 permit for not less than one hundred eighty days, except that an
1929 applicant who presents a certificate under subparagraph (A)(i) or
1930 subparagraph (A)(ii) of this subdivision shall have held a youth
1931 instruction permit for not less than one hundred twenty days and an
1932 applicant who is undergoing training and instruction by the
1933 handicapped driver training unit in accordance with the provisions of
1934 section 14-11b shall have held such permit for the period of time
1935 required by said unit. The Commissioner of Motor Vehicles shall
1936 approve the content of the safe driving instruction at drivers' schools,
1937 high schools and other secondary schools. Subject to such standards
1938 and requirements as the commissioner may impose, the commissioner
1939 may authorize any drivers' school, licensed in good standing in
1940 accordance with the provisions of section 14-69, as amended by this
1941 act, or secondary school driver education program authorized
1942 pursuant to the provisions of section 14-36e, to administer the
1943 comprehensive test as to knowledge of the laws concerning motor
1944 vehicles and the rules of the road, required pursuant to subparagraph
1945 (C) of this subdivision, as part of the safe driving practices course
1946 required pursuant to subparagraph (B) of this subdivision, and to
1947 certify to the commissioner, under oath, the results of each such test
1948 administered. Such hours of instruction required by this subdivision
1949 shall be included as part of or in addition to any existing instruction
1950 programs. Any fee charged for the course required under
1951 subparagraph (B) of this subdivision shall not exceed [one hundred
1952 twenty-five dollars, unless the comprehensive test as to knowledge of
1953 the laws concerning motor vehicles and the rules of the road is also
1954 administered, in which case the fee shall not exceed] one hundred fifty
1955 dollars. Any applicant sixteen or seventeen years of age who, while a
1956 resident of another state, completed the course required in
1957 subparagraph (A) of this subdivision, but did not complete the safe
1958 driving course required in subparagraph (B) of this subdivision, shall
1959 complete the safe driving course. The commissioner may waive any
1960 requirement in this subdivision, except for that in subparagraph (C) of

1961 this subdivision, in the case of an applicant sixteen or seventeen years
1962 of age who holds a valid motor vehicle operator's license issued by any
1963 other state, provided the commissioner is satisfied that the applicant
1964 has received training and instruction of a similar nature.

1965 Sec. 57. Subsection (b) of section 14-275 of the general statutes is
1966 repealed and the following is substituted in lieu thereof (*Effective July*
1967 *1, 2013*):

1968 (b) Each school bus shall be painted a uniform yellow color known
1969 as "National School Bus Glossy Yellow", except for the fenders and
1970 trim which may be painted black and the roof which may be painted
1971 white, and shall have conspicuously painted on the rear and on the
1972 front of such vehicle, in black lettering of a size to be determined by
1973 the Commissioner of Motor Vehicles, the words "School Bus-Stop on
1974 Signal", except that each school bus equipped with an eight-light
1975 warning system shall have the words "School Bus" painted on the rear
1976 and on the front of such vehicle in such lettering. The sides of such
1977 vehicles may be inscribed with the words "School Bus", the school
1978 name or such other legend or device as may be necessary for purposes
1979 of identification or safety. Each school bus, and any student
1980 transportation vehicle, as defined in section 14-212, regularly used by
1981 any town, regional school district, private school or entity contracting
1982 with such town, regional school district or private school to transport
1983 school children to and from school or school activities, shall have
1984 conspicuously painted on the rear and sides of such bus or student
1985 transportation vehicle, in black lettering of a size to be determined by
1986 the commissioner, the name of the school bus company, the school bus
1987 company's telephone number and the school bus number or the name
1988 of the owner or operator of such student transportation vehicle, the
1989 telephone number of such owner or operator and the fleet number of
1990 such student transportation vehicle.

1991 Sec. 58. Subsection (j) of section 14-150 of the general statutes is
1992 repealed and the following is substituted in lieu thereof (*Effective July*
1993 *1, 2013*):

1994 (j) The Commissioner of Motor Vehicles shall adopt regulations, in
1995 accordance with the provisions of chapter 54, (1) specifying the
1996 circumstances under which title to any motor vehicle abandoned
1997 within the limits of any highway may be transferred to any person,
1998 firm or corporation towing such vehicle, and (2) establishing the
1999 procedure whereby such person, firm or corporation may obtain title
2000 to such motor vehicle. The commissioner may adopt regulations, in
2001 accordance with the provisions of chapter 54, specifying the
2002 circumstances under which the owner of a campground may dispose
2003 of a motor home or recreational vehicle abandoned on such owner's
2004 property and establishing procedures governing such disposal.

2005 Sec. 59. (NEW) (*Effective July 1, 2013*) Notwithstanding any
2006 provision of the general statutes or any regulation, no motor carrier
2007 and no person operating any motor vehicle described in subsection (a)
2008 of section 14-163c of the general statutes, as amended by this act, shall
2009 be ineligible to enter into a contract or to perform under a contract to
2010 provide commercial motor vehicle services to the state or any
2011 municipality due to the results of inspections of such motor carrier or
2012 any such motor vehicle conducted pursuant to section 14-163c of the
2013 general statutes, as amended by this act, unless at least ten such
2014 inspections of such motor vehicle or motor carrier have been
2015 conducted during the twenty-four months preceding the start date of
2016 any such contract.

2017 Sec. 60. Section 14-137a of the general statutes is repealed and the
2018 following is substituted in lieu thereof (*Effective October 1, 2013*):

2019 The Commissioner of Motor Vehicles shall adopt regulations in
2020 accordance with the provisions of chapter 54, setting forth the number
2021 of points chargeable against the owner of an operator's license for
2022 conviction of any violation of the motor vehicle laws deemed
2023 appropriate by the commissioner for the assessment of such points.
2024 Such regulations shall provide specific information as to the number of
2025 points assessed for the conviction of each specified violation, the total
2026 number of points which, in a period of time specified by the

2027 commissioner, shall require a hearing before the commissioner or
 2028 permit automatic suspension without prior hearing, and the period of
 2029 time during which any such suspension shall extend. Such regulations
 2030 shall provide that (1) not less than two points shall be assessed for
 2031 conviction of a violation of subsection (d) of section 14-100a, (2) not
 2032 more than one point shall be assessed for conviction of a violation of
 2033 section 14-219 and (3) no points shall be assessed for an infraction or
 2034 any violation specified in subsection (b) of section 51-164n for which
 2035 the person sends payment of the fine and any additional fees or costs
 2036 established for such infraction or violation to the Centralized
 2037 Infractions Bureau in accordance with the provisions of subsection (c)
 2038 of section 51-164n, except not less than one point shall be assessed for
 2039 any violation of section 14-296aa, as amended by this act. If such
 2040 regulations provide for participation in a driver improvement course
 2041 or system for the owner of an operator's license, the commissioner may
 2042 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	<i>July 1, 2013</i>	14-44k(k)
Sec. 20	<i>October 1, 2013</i>	14-49(f)
Sec. 21	<i>October 1, 2013</i>	14-50(a)
Sec. 22	<i>July 1, 2013</i>	14-60
Sec. 23	<i>October 1, 2013</i>	14-62
Sec. 24	<i>July 1, 2013</i>	14-63(b)
Sec. 25	<i>July 1, 2013</i>	14-65(f)
Sec. 26	<i>October 1, 2013</i>	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