

## ADMINISTRATIVE REGULATIONS

*Regulations and notices published herein, pursuant to General Statutes Sections 4-168 and 4-173, are printed exactly as submitted by the forwarding agencies. These, being official documents submitted by the responsible agencies, are consequently not subject to editing by the Commission on Official Legal Publications.*

*A cumulative list of effective amendments to the Regulations of Connecticut State Agencies may be found in the Connecticut Law Journal dated April 9, 2013.*

### DEPARTMENT OF MOTOR VEHICLES

#### Notice of Intent to Amend Regulation

In accordance with the provisions of subsection (a) of section 4-168 of the Connecticut General Statutes, notice is hereby given that the Commissioner of Motor Vehicles, pursuant to sections 14-36a and 14-36 (e) of the Connecticut General Statutes, proposes to amend the regulation regarding "Issuance of Driver's License with Restrictions", Section 14-36a-2.

**Statement of purpose:** The purpose of the regulation is to correct an inadvertent error in the recently amended regulation that was approved by the Legislative Regulation Review Committee on July 24, 2012 and filed with the Secretary of State on July 26, 2012. The Department of Motor Vehicles does not issue an "A" restriction on a motor vehicle operator's license and it should not be among the enumerated restrictions.

Comments regarding this amended proposal may be submitted in writing within thirty (30) days following publication of this notice to Anne F. Howroyd, Division Manager, 60 State Street, Wethersfield, CT 06161; or via e-mail at [anne.howroyd@ct.gov](mailto:anne.howroyd@ct.gov).

Persons interested in obtaining a copy of the complete text of the proposed regulation, the fiscal note, or the small business impact statement may contact Anne Howroyd, Division Manager, Bureau of Legal Services, 60 State Street, Wethersfield, CT 06161, via telephone at (860) 263-5460, or e-mail at [anne.howroyd@ct.gov](mailto:anne.howroyd@ct.gov).

Anne F. Howroyd, *Division Manager*  
Legislation & Regulations Unit  
Bureau of Legal Services

### DEPARTMENT OF MOTOR VEHICLES

#### Notice of Intent to Amend Regulation

In accordance with the provisions of subsection (a) of Section 4-168 of the Connecticut General Statutes, notice is hereby given that the Commissioner of Motor

Vehicles, pursuant to Section 14-163c of the Connecticut General Statutes, proposes to amend the regulations regarding "Motor Carrier Safety Regulations", Sections 14-163c-1 to 14-163c-2, Sections 14-163c-4 to 14-163c-12, inclusive, and to repeal Section 14-163c-3 of the Regulations of Connecticut State Agencies.

**Statement of purpose:** The purpose of the amendment is to bring Connecticut's regulations into compliance with the Federal Motor Carrier Safety Regulations (FMCSR). The amendment clarifies the applicability of FMCSRs to certain commercial motor vehicles; specifies the criteria for vehicle and operator out-of-service conditions and penalties; and clarifies inspection authority. It also clarifies the intended scope of the current regulations and provides revisions due to changes by the General Assembly. Technical and grammatical revisions have been made throughout the regulations. The agency has eliminated confusing language regarding the physical requirements for intrastate commercial motor vehicle operators. Lastly, section 14-163c-3 is repealed, as this provision regarding utility service vehicles was incorporated in section 14-274 of the Connecticut General Statutes.

Comments regarding this proposed regulation may be submitted in writing within thirty (30) days following publication of this notice to Anne F. Howroyd, Division Manager, Bureau of Legal Services, 60 State Street, Wethersfield, CT 06161; or via e-mail at [anne.howroyd@ct.gov](mailto:anne.howroyd@ct.gov).

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Anne F. Howroyd, *Division Manager*  
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**DEPARTMENT OF PUBLIC HEALTH**

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**RE: Declaratory Ruling Proceeding - Electronic Health Records**

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**CORRECTED NOTICE OF HEARING**

The Department of Public Health will hold a hearing on Tuesday, May 14, 2013, at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut, in the third floor Hearing Room, commencing at 9:00 a.m., for the purpose of issuing a declaratory ruling. The subject of the declaratory ruling is as follows:

(1) Under Connecticut General Statutes § 19a-30 (f) and Regulations of Connecticut State Agencies (Public Health Code) § 19a-36-D36 (Unethical practices prohibited), can a clinical laboratory licensed by the State of Connecticut lawfully make a monetary donation to a physician to cover up to 85% of the software cost of that physician's electronic health record (EHR) when the physician's office, that is the recipient of the EHR donation, either continues a referral arrangement with the laboratory, or subsequently initiates an arrangement for the referral of specimens to the donating laboratory for analysis?