

OFFICE OF LEGISLATIVE RESEARCH
PUBLIC ACT SUMMARY



PA 13-237—SB 190 (VETOED)

Transportation Committee

Planning and Development Committee

Judiciary Committee

**AN ACT CONCERNING ALL-TERRAIN VEHICLES AND THE
CERTIFICATION OF HOUSEHOLD GOODS CARRIERS**

SUMMARY: The law requires anyone operating a motor vehicle to transport household goods for hire as a “household goods carrier” (e.g., a moving van company) to obtain a certificate of public convenience and necessity from the transportation commissioner.

This act allows the commissioner, when deciding whether to issue the certificate, to consider the (1) applicant’s financial stability and past criminal history and (2) effects on state highways, such as public safety. It prohibits him from considering the effects that issuing the certificate would have on the applicant’s competitors in Connecticut. Already by law, the commissioner may not deny a certificate solely because there is an existing rail or household goods carrier service. But by law, he must consider such things as:

1. effect on existing motor transportation facilities,
2. public need for the applicant’s proposed service,
3. applicant suitability and financial responsibility,
4. condition of and effect on the highways involved, and
5. public safety on such highways (CGS § 13b-392).

The act also requires the Department of Energy and Environmental Protection (DEEP) to implement, by July 1, 2014, the all-terrain vehicle (ATV) proposals provided in its November 2002 publication entitled “All-Terrain Vehicle Policy and Procedures.” The publication provides a procedure for DEEP and ATV organizations to designate state land for ATV use. It allows the organizations to submit to DEEP proposals identifying land appropriate for such use. DEEP must review proposals and decide whether to approve of the use. An organization with an approved proposal must then enter into a concession agreement with DEEP for the land’s development, operation, and maintenance.

EFFECTIVE DATE: Upon passage for the ATV provision, and July 1, 2013 for the household goods carrier provision.

OLR Tracking: KLM:KM:JKL:eh/ts