



General Assembly

Amendment

February Session, 2014

LCO No. 5633

SB0023505633SD0

Offered by:

SEN. MAYNARD, 18th Dist.

REP. GUERRERA, 29th Dist.

SEN. BOUCHER, 26th Dist.

REP. SCRIBNER, 107th Dist.

To: Subst. Senate Bill No. 235

File No. 192

Cal. No. 168

"AN ACT CONCERNING REVISIONS TO THE TRANSPORTATION STATUTES."

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

3 "Section 1. Section 13b-2 of the general statutes is amended by
4 adding subdivision (10) as follows (*Effective October 1, 2014*):

5 (NEW) (10) "Fare inspector" means an employee of (A) the
6 department designated by the commissioner, or (B) a third-party
7 contractor employed by the department, whose duties are to inspect
8 tickets, passes or other documentation required to show compliance by
9 the passenger with the fare payment requirements of state-owned or
10 controlled bus public transportation service when the fare payment is
11 off board or a combination of off board and on board such bus.

12 Sec. 2. Subsection (a) of section 13b-34 of the general statutes is

13 repealed and the following is substituted in lieu thereof (*Effective*
14 *October 1, 2014*):

15 (a) The commissioner shall have power, in order to aid or promote
16 the operation, whether temporary or permanent, of any transportation
17 service operating to, from or in the state, to contract in the name of the
18 state with any person, including but not limited to any common
19 carrier, any transit district formed under chapter 103a or any special
20 act, or any political subdivision or entity, or with the United States or
21 any other state, or any agency, instrumentality, subdivision,
22 department or officer thereof, for purposes of initiating, continuing,
23 developing, providing or improving any such transportation service.
24 Such contracts may include provision for arbitration of disputed
25 issues. The commissioner, in order to aid or promote the operation of
26 any transportation service operating outside the state, may contract in
27 the name of the state with any person, including, but not limited to,
28 any common carrier, or with the United States or any other state, or
29 any agency, instrumentality, subdivision, department or officer
30 thereof, for purposes of providing any transportation service in the
31 event such assistance is required in the case of an emergency or a
32 special event. The state, acting by and through the commissioner, may,
33 by itself or in concert with others, provide all or a portion of any such
34 service, share in the costs of or provide funds for such service, or
35 furnish equipment or facilities for use in such service upon such terms
36 and conditions as the commissioner may deem necessary or advisable,
37 and any such contracts may include, without limitation thereto,
38 arrangements under which the state shall so provide service, share
39 costs, provide funds or furnish equipment or facilities. To these ends,
40 the commissioner may in the name of the state acquire or obtain the
41 use of facilities and equipment employed in providing any such
42 service by gift, purchase, lease or other arrangements and may own
43 and operate any such facilities and equipment and establish, charge
44 and collect such fares and other charges or arrange for such collection
45 for the use or services thereof as he may deem necessary, convenient or
46 desirable. The commissioner or any fare inspector, as defined in

47 section 13b-2, as amended by this act, shall have the authority to issue
48 citations for any violation of section 3 of this act. The commissioner
49 may also acquire title in fee simple to, or any lesser estate, interest or
50 right in, any rights-of-way, properties or facilities, including properties
51 used on or before October 1, 1969, for rail or other forms of
52 transportation services. The commissioner may hold such properties
53 for future use by the state and may enter into agreements for interim
54 use of such properties for other purposes. Any person contracting with
55 the state pursuant to this section for the provision of any
56 transportation service shall not be considered an arm or agent of the
57 state. Any damages caused by the operation of such transportation
58 service by such person may be recovered in a civil action brought
59 against such person in the superior court and such person may not
60 assert the defense of sovereign immunity in such action.

61 Sec. 3. (NEW) (*Effective October 1, 2014*) Any person who, with intent
62 to obtain state-owned or controlled bus public transportation service
63 without payment of the lawful charge therefor or to avoid payment of
64 the lawful charge for such service that has been rendered to such
65 person, obtains such service or avoids payment therefor by force,
66 intimidation, stealth, deception or mechanical tampering, or by
67 unjustifiable failure or refusal to pay, shall have committed an
68 infraction.

69 Sec. 4. Subdivision (7) of section 53a-119 of the 2014 supplement to
70 the general statutes is repealed and the following is substituted in lieu
71 thereof (*Effective October 1, 2014*):

72 (7) Theft of services. A person is guilty of theft of services when: (A)
73 With intent to avoid payment for restaurant services rendered, or for
74 services rendered to him as a transient guest at a hotel, motel, inn,
75 tourist cabin, rooming house or comparable establishment, he avoids
76 such payment by unjustifiable failure or refusal to pay, by stealth, or
77 by any misrepresentation of fact which he knows to be false; or (B) (i)
78 except as provided in section 3 of this act, with intent to obtain
79 railroad, subway, bus, air, taxi or any other public transportation

80 service without payment of the lawful charge therefor or to avoid
81 payment of the lawful charge for such transportation service which has
82 been rendered to him, he obtains such service or avoids payment
83 therefor by force, intimidation, stealth, deception or mechanical
84 tampering, or by unjustifiable failure or refusal to pay, or (ii) with
85 intent to obtain the use of equipment, including a motor vehicle,
86 without payment of the lawful charge therefor, or to avoid payment of
87 the lawful charge for such use which has been permitted him, he
88 obtains such use or avoids such payment therefor by means of any
89 false or fraudulent representation, fraudulent concealment, false
90 pretense or personation, trick, artifice or device, including, but not
91 limited to, a false representation as to his name, residence,
92 employment, or driver's license; or (C) obtaining or having control
93 over labor in the employ of another person, or of business, commercial
94 or industrial equipment or facilities of another person, knowing that he
95 is not entitled to the use thereof, and with intent to derive a
96 commercial or other substantial benefit for himself or a third person,
97 he uses or diverts to the use of himself or a third person such labor,
98 equipment or facilities.

99 Sec. 5. Subsection (a) of section 16a-38k of the general statutes is
100 repealed and the following is substituted in lieu thereof (*Effective from*
101 *passage*):

102 (a) Notwithstanding any provision of the general statutes, any (1)
103 new construction of a state facility that is projected to cost five million
104 dollars, or more, and for which all budgeted project bond funds are
105 allocated by the State Bond Commission on or after January 1, 2008, (2)
106 renovation of a state facility that is projected to cost two million dollars
107 or more, of which two million dollars or more is state funding,
108 approved and funded on or after January 1, 2008, (3) new construction
109 of a facility that is projected to cost five million dollars, or more, of
110 which two million dollars or more is state funding, and is authorized
111 by the General Assembly pursuant to chapter 173 on or after January 1,
112 2009, and (4) renovation of a public school facility as defined in

113 subdivision (18) of section 10-282 that is projected to cost two million
114 dollars or more, of which two million dollars or more is state funding,
115 and is authorized by the General Assembly pursuant to chapter 173 on
116 or after January 1, 2009, shall comply with or exceed compliance with
117 the silver building rating of the Leadership in Energy and
118 Environmental Design's rating system for new commercial
119 construction and major renovation projects, as established by the
120 United States Green Building Council, or an equivalent standard,
121 including, but not limited to, a two-globe rating in the Green Globes
122 USA design program until the regulations described in subsection (b)
123 of this section are adopted. The Commissioner of Energy and
124 Environmental Protection, in consultation with the Commissioner of
125 Administrative Services and the Institute for Sustainable Energy, shall
126 exempt any facility from complying with said regulations if the
127 Commissioner of Energy and Environmental Protection finds, in a
128 written analysis, that the cost of such compliance significantly
129 outweighs the benefits. Nothing in this section shall be construed to
130 require the redesign of any new construction of a state facility that is
131 designed in accordance with the silver building rating of the
132 Leadership in Energy and Environmental Design's rating system for
133 new commercial construction and major renovation projects, as
134 established by the United States Green Building Council, or an
135 equivalent standard, including, but not limited to, a two-globe rating
136 in the Green Globes USA design program, provided the design for
137 such facility was initiated or completed prior to the adoption of the
138 regulations described in subsection (b) of this section. For purposes of
139 subdivisions (1) and (2) of this subsection, a state facility shall not
140 include a salt shed, parking garage or any type of maintenance facility,
141 provided such shed, garage or facility has incorporated best energy
142 efficiency standards to the extent economically feasible.

143 Sec. 6. (*Effective from passage*) The Commissioner of Transportation
144 shall conduct an analysis of the corrosive effects of chemical road
145 treatments on (1) state snow and ice equipment vehicles, (2) state
146 bridges, highways and other infrastructure, and (3) the environment.

147 Such analysis shall determine the cost of corrosion created by chemical
148 road treatments and shall include an evaluation of alternative road
149 treatment techniques and products, including, but not limited to, the
150 addition of rust inhibitors to current chemical road treatments, and a
151 comparison of costs and effectiveness. Not later than October 1, 2014,
152 the commissioner shall submit a progress report, in accordance with
153 the provisions of section 11-4a of the general statutes, to the joint
154 standing committee of the General Assembly having cognizance of
155 matters relating to transportation. Not later than July 1, 2015, the
156 commissioner shall submit a final report, in accordance with the
157 provisions of section 11-4a of the general statutes, to the joint standing
158 committee of the General Assembly having cognizance of matters
159 relating to transportation. Such final report shall include the findings,
160 conclusions and recommendations of such analysis.

161 Sec. 7. (*Effective from passage*) Notwithstanding the provisions of
162 section 13b-268 of the general statutes or any other provision of the
163 general statutes, special act or regulation that prohibits the
164 construction of any new highway railroad crossing at grade, the
165 Department of Transportation shall allow the city of East Hartford or
166 its authority or agent to construct an at-grade crossing on the
167 Connecticut Southern Railroad Line between McAuliffe Park and
168 Columbus Circle. The project shall first be approved by the legislative
169 body of the city of East Hartford and the Connecticut Southern
170 Railroad Company and constructed in accordance with the
171 department's recommendations.

172 Sec. 8. (*Effective from passage*) Notwithstanding the provisions of
173 section 13b-268 of the general statutes or any other provision of the
174 general statutes, special act or regulation that prohibits the
175 construction of any new highway railroad crossing at grade, the
176 Department of Transportation shall allow the city of Waterbury or its
177 authority or agent to construct an at-grade crossing on the Torrington
178 Branch between Thomaston Avenue (State Road 847) and Commons
179 Court. The project shall first be approved by the legislative body of the

180 city of Waterbury and the Naugatuck Railroad Company and
181 constructed in accordance with the department's recommendations.

182 Sec. 9. Section 15-120mm of the 2014 supplement to the general
183 statutes is amended by adding subsection (h) as follows (*Effective from*
184 *passage*):

185 (NEW) (h) The executive director, as described in subsection (d) of
186 section 15-120bb, as amended by this act, may, at the discretion of the
187 authority and at the one-time irrevocable option of the executive
188 director, be exempted from the provision of subsection (g) of this
189 section for the purposes of retirement under chapter 66 or group
190 welfare benefits under sections 5-257 and 5-259. If the executive
191 director elects either or both such options, as approved by the
192 authority, the executive director's participation in the retirement or
193 group benefits plan, as applicable, shall be suspended during the
194 period of such election while the executive director is an employee of
195 the authority. The authority may develop and implement retirement
196 plans and group welfare benefits for the executive director. Such plans
197 shall not be subject to supervision, oversight or approval by the State
198 Employees Retirement Commission under chapter 66 or the
199 Comptroller, Attorney General or Insurance Commissioner under
200 chapter 67, provided any such retirement plan shall be considered a
201 Connecticut retirement plan for purposes of subsection (d) of section 5-
202 160. The authority shall pay all costs, fees, contributions and other
203 expenses incurred as a result of any such retirement plan or group
204 welfare benefit.

205 Sec. 10. Section 20-340 of the general statutes is repealed and the
206 following is substituted in lieu thereof (*Effective from passage*):

207 The provisions of this chapter shall not apply to: (1) Persons
208 employed by any federal, state or municipal agency; (2) employees of
209 any public service company regulated by the Public Utilities
210 Regulatory Authority or of any corporate affiliate of any such
211 company when the work performed by such affiliate is on behalf of a

212 public service company, but in either case only if the work performed
213 is in connection with the rendition of public utility service, including
214 the installation or maintenance of wire for community antenna
215 television service, or is in connection with the installation or
216 maintenance of wire or telephone sets for single-line telephone service
217 located inside the premises of a consumer; (3) employees of any
218 municipal corporation specially chartered by this state; (4) employees
219 of any contractor while such contractor is performing electrical-line or
220 emergency work for any public service company; (5) persons engaged
221 in the installation, maintenance, repair and service of electrical or other
222 appliances of a size customarily used for domestic use where such
223 installation commences at an outlet receptacle or connection
224 previously installed by persons licensed to do the same and
225 maintenance, repair and service is confined to the appliance itself and
226 its internal operation; (6) employees of industrial firms whose main
227 duties concern the maintenance of the electrical work, plumbing and
228 piping work, solar thermal work, heating, piping, cooling work, sheet
229 metal work, elevator installation, repair and maintenance work,
230 automotive glass work or flat glass work of such firm on its own
231 premises or on premises leased by it for its own use; (7) employees of
232 industrial firms when such employees' main duties concern the
233 fabrication of glass products or electrical, plumbing and piping, fire
234 protection sprinkler systems, solar, heating, piping, cooling, chemical
235 piping, sheet metal or elevator installation, repair and maintenance
236 equipment used in the production of goods sold by industrial firms,
237 except for products, electrical, plumbing and piping systems and
238 repair and maintenance equipment used directly in the production of a
239 product for human consumption; (8) persons performing work
240 necessary to the manufacture or repair of any apparatus, appliances,
241 fixtures, equipment or devices produced by it for sale or lease; (9)
242 employees of stage and theatrical companies performing the operation,
243 installation and maintenance of electrical equipment if such
244 installation commences at an outlet receptacle or connection
245 previously installed by persons licensed to make such installation; (10)
246 employees of carnivals, circuses or similar transient amusement shows

247 who install electrical work, provided such installation shall be subject
248 to the approval of the State Fire Marshal prior to use as otherwise
249 provided by law and shall comply with applicable municipal
250 ordinances and regulations; (11) persons engaged in the installation,
251 maintenance, repair and service of glass or electrical, plumbing, fire
252 protection sprinkler systems, solar, heating, piping, cooling and sheet
253 metal equipment in and about single-family residences owned and
254 occupied or to be occupied by such persons; provided any such
255 installation, maintenance and repair shall be subject to inspection and
256 approval by the building official of the municipality in which such
257 residence is located and shall conform to the requirements of the State
258 Building Code; (12) persons who install, maintain or repair glass in a
259 motor vehicle owned or leased by such persons; (13) persons or entities
260 holding themselves out to be retail sellers of glass products, but not
261 such persons or entities that also engage in automotive glass work or
262 flat glass work; (14) persons who install preglazed or preassembled
263 windows or doors in residential or commercial buildings; (15) persons
264 registered under chapter 400 who install safety-backed mirror
265 products or repair or replace flat glass in sizes not greater than thirty
266 square feet in residential buildings; (16) sheet metal work performed in
267 residential buildings consisting of six units or less by new home
268 construction contractors registered pursuant to chapter 399a, by home
269 improvement contractors registered pursuant to chapter 400 or by
270 persons licensed pursuant to this chapter, when such work is limited
271 to exhaust systems installed for hoods and fans in kitchens and baths,
272 clothes dryer exhaust systems, radon vent systems, fireplaces, fireplace
273 flues, masonry chimneys or prefabricated metal chimneys rated by
274 Underwriters Laboratories or installation of stand-alone appliances
275 including wood, pellet or other stand-alone stoves that are installed in
276 residential buildings by such contractors or persons; (17) employees of
277 or any contractor employed by and under the direction of a properly
278 licensed solar contractor, performing work limited to the hoisting,
279 placement and anchoring of solar collectors, photovoltaic panels,
280 towers or turbines; [and] (18) persons performing swimming pool
281 maintenance and repair work authorized pursuant to section 20-417aa;

282 and (19) any employee of the Connecticut Airport Authority covered
283 by a state collective bargaining agreement.

284 Sec. 11. Section 15-120bb of the 2014 supplement to the general
285 statutes is repealed and the following is substituted in lieu thereof
286 (*Effective from passage*):

287 (a) There is hereby established and created a body politic and
288 corporate, constituting a public instrumentality and political
289 subdivision of the state of Connecticut established and created for the
290 performance of an essential public and governmental function, to be
291 known as the Connecticut Airport Authority. The authority shall not
292 be construed to be a department, institution or agency of the state.

293 (b) The powers of the authority shall be vested in and exercised by a
294 board of directors, which shall consist of eleven members, appointed
295 as follows: (1) (A) The Treasurer or the Treasurer's designee, (B) the
296 Commissioner of Transportation or the commissioner's designee, and
297 (C) the Commissioner of Economic and Community Development or
298 the commissioner's designee, each serving *ex officio*; (2) one appointed
299 by the speaker of the House of Representatives for a term of four years;
300 (3) one appointed by the minority leader of the House of
301 Representatives for a term of four years; (4) one appointed by the
302 president pro tempore of the Senate for a term of four years; and (5)
303 one appointed by the minority leader of the Senate for a term of four
304 years. Thereafter, such members of the General Assembly shall
305 appoint members of the board to succeed such appointees whose
306 terms expire and each member so appointed shall hold office for a
307 period of four years from the first day of July in the year of his or her
308 appointment. The Governor shall appoint four members to the board
309 as follows: (A) Two members for two years; and (B) two members for
310 four years. Thereafter, the Governor shall appoint members of the
311 board to succeed such appointees whose terms expire and each
312 member so appointed shall hold office for a period of four years from
313 July first in the year of his or her appointment. Appointed directors
314 shall have business and management experience and shall include

315 individuals who have experience and expertise in one or more of the
316 following areas: (i) Financial planning, (ii) budgeting and assessment,
317 (iii) marketing, (iv) master planning, (v) aviation, and (vi)
318 transportation management.

319 (c) Appointed directors may not designate a representative to
320 perform in their absence their respective duties under this section. Any
321 appointed director who fails to attend three consecutive meetings of
322 the board or who fails to attend fifty per cent of all meetings of the
323 board held during any calendar year shall be deemed to have resigned
324 from the board. Any vacancy occurring other than by expiration of
325 term shall be filled in the same manner as the original appointment for
326 the balance of the unexpired term.

327 (d) The board of directors of the authority shall appoint an executive
328 director who shall not be a member of the board and who shall serve at
329 the pleasure of the board and receive such compensation as shall be
330 fixed by the board. The executive director shall be the chief
331 administrative officer of the authority and shall direct and supervise
332 administrative affairs and technical activities in accordance with the
333 directives of the board. The executive director shall approve all
334 accounts for salaries, allowable expenses of the authority or of any
335 employee or consultant thereof, and expenses incidental to the
336 operation of the authority. The executive director shall perform such
337 other duties as may be directed by the board in carrying out the
338 purposes of subdivision (12) of section 1-79, sections 1-120, 1-124 and
339 1-125, subsection (f) of section 4b-3, sections 13b-4 and 13b-42,
340 subsection (a) of section 13b-44 and sections 15-101aa and 15-120aa to
341 15-120oo, inclusive. The executive director shall be exempt from the
342 classified service. The executive director shall attend all meetings of
343 the board, keep a record of the proceedings of the authority and shall
344 maintain and be custodian of all books, documents and papers filed
345 with the authority and of the minute book or journal of the authority
346 and of its official seal. The executive director may cause copies to be
347 made of all minutes and other records and documents of the authority

348 and may give certificates under the official seal of the authority to the
349 effect that such copies are true copies, and all persons dealing with the
350 authority may rely upon such certificates.

351 (e) Each director shall be entitled to reimbursement for such
352 director's actual and necessary expenses incurred during the
353 performance of such director's official duties.

354 (f) Directors may engage in private employment, or in a profession
355 or business, subject to any applicable laws, rules and regulations of the
356 state or federal government regarding official ethics or conflict of
357 interest.

358 (g) Six directors of the authority shall constitute a quorum for the
359 transaction of any business or the exercise of any power of the
360 authority. For the transaction of any business or the exercise of any
361 power of the authority, and except as otherwise provided in this
362 section, the authority may act by a majority of the directors present at
363 any meeting at which a quorum is in attendance.

364 (h) The board may delegate to six or more directors such board
365 powers and duties as it may deem necessary and proper in conformity
366 with the provisions of this section and its bylaws.

367 (i) The appointing authority for any director may remove such
368 director for inefficiency, neglect of duty or misconduct in office after
369 giving the director a copy of the charges against the director and an
370 opportunity to be heard, in person or by counsel, in the director's
371 defense, upon not less than ten days' notice. If any director shall be so
372 removed, the appointing authority for such director shall file in the
373 office of the Secretary of the State a complete statement of charges
374 made against such director and the appointing authority's findings on
375 such statement of charges, together with a complete record of the
376 proceedings.

377 (j) The authority shall continue as long as it has bonds or other
378 obligations outstanding and until its existence is terminated by law.

379 Upon the termination of the existence of the authority, all its rights and
380 properties shall pass to and be vested in the state of Connecticut.

381 (k) Notwithstanding any provision of the general statutes, it shall
382 not constitute a conflict of interest for a trustee, director, partner or
383 officer of any person, firm or corporation, or any individual having a
384 financial interest in a person, firm or corporation, to serve as a director
385 of the authority, provided such trustee, director, partner, officer or
386 individual shall abstain from deliberation, action or vote by the
387 authority in specific respect to such person, firm or corporation.

388 (l) The Governor shall appoint the chairperson of the board, who
389 shall serve for a term of four years. The board shall elect from its
390 members a vice chairperson and such other officers as it deems
391 necessary. Vacancies among any officers shall be filled within thirty
392 days following the occurrence of such vacancy in the same manner as
393 the original selection. Said board shall establish bylaws to govern its
394 procedures and shall appoint such committees and advisory boards as
395 may be convenient or necessary in the transaction of its business.

396 (m) The initial members of the board may begin service
397 immediately upon appointment, but shall not serve past the sixth
398 Wednesday of the next regular session of the General Assembly unless
399 qualified in the manner provided in section 4-7. Thereafter, all
400 appointments shall be made with the advice and consent of both
401 houses of the General Assembly, in the manner provided in section 4-
402 19.

403 (n) The executive director of the Connecticut Airport Authority shall
404 establish an advisory committee to consult with on matters relating to
405 Bradley International Airport and business related to said airport. The
406 committee may consist of not more than six members, one of whom
407 shall be appointed by the cochairpersons of the joint standing
408 committee of the General Assembly having cognizance of matters
409 relating to transportation, and one of whom shall be appointed by the
410 ranking members of the joint standing committee of the General

411 Assembly having cognizance of matters relating to transportation. The
412 advisory committee shall consist of residents of and representatives of
413 businesses located in the Bradley Airport development zone. Members
414 of such advisory committee may attend public meetings of the
415 Connecticut Airport Authority and monthly managers' meetings of the
416 Connecticut Airport Authority.

417 Sec. 12. Subsection (e) of section 13a-123 of the 2014 supplement to
418 the general statutes is repealed and the following is substituted in lieu
419 thereof (*Effective from passage*):

420 (e) The following types of signs, displays and devices may, with the
421 approval of and subject to regulations adopted by the commissioner,
422 be permitted within the six-hundred-sixty-foot area of interstate,
423 primary and other limited access state highways, except as prohibited
424 by state statute, local ordinance or zoning regulation: (1) Directional
425 and other official signs or notices, which signs and notices shall
426 include, but not be limited to, signs and notices pertaining to natural
427 wonders and scenic and historical attractions which are required or
428 authorized by law; (2) signs, displays and devices advertising the sale
429 or lease of the property upon which they are located; (3) signs, displays
430 and devices advertising activities conducted on the property on which
431 they are located; [(4) directional and other official signs or notices
432 pertaining to facilities in this state where Connecticut-made beer is
433 manufactured or sold, including, but not limited to, signs or notices
434 containing the words "Connecticut Brewery Trail"; (5)] (4) signs,
435 displays or advertising devices which are in place for sixty days or
436 less; and [(6)] (5) advertising signs, displays or devices (A) located or
437 erected on real property or abutting real property within areas owned,
438 leased or managed by a public authority for the purpose of (i) railway
439 or rail infrastructure facilities, including, but not limited to, associated
440 structures located within areas zoned solely or predominantly for the
441 development of a railway or rail infrastructure facilities, (ii) bus rapid
442 transit corridors, including, but not limited to, the Hartford-New
443 Britain busway project authorized in section 13b-15a, and any shelter,

444 structure or other facility associated with the operation of such bus
445 rapid transit corridor, (iii) airport development zones designated in
446 section 32-75d, or (iv) any other similar transit or freight purpose, or
447 (B) upon or within buildings, structures or other venues in the custody
448 or control of the state and designed, operated or intended to be
449 operated for the purpose of presenting athletic, artistic, musical or
450 other entertainment events. Subject to regulations adopted by the
451 commissioner and except as prohibited by state statute, local ordinance
452 or zoning regulation signs, displays and devices may be erected and
453 maintained within six hundred sixty feet of primary and other limited
454 access state highways in areas which are zoned for industrial or
455 commercial use under authority of law or located in unzoned
456 commercial or industrial areas which areas shall be determined from
457 actual land uses and defined by regulations of the commissioner. The
458 regulations of the commissioner in regard to size, spacing and lighting
459 shall apply to any segments of the interstate system which traverse
460 commercial or industrial zones wherein the use of real property
461 adjacent to the interstate system is subject to municipal regulation or
462 control, or which traverse other areas where the land use, as of
463 September 21, 1959, was clearly established under state law as
464 industrial or commercial.

465 Sec. 13. Section 13a-124 of the general statutes is repealed and the
466 following is substituted in lieu thereof (*Effective from passage*):

467 No person, firm or corporation shall erect or maintain or cause to be
468 erected or maintained, within three hundred feet of any state highway,
469 any sign which has thereon any of the following words: "Stop",
470 "caution", "danger", "dangerous", "warning" or "slow", or any other
471 word or character or any device, floodlight or spotlight, signal or
472 symbol intended to give or capable of giving warning or direction to or
473 interfering with traffic, except with the approval or under the direction
474 of the commissioner. No provision of this section shall be construed to
475 prevent any officer of any municipality or any public utility company
476 from erecting or maintaining any danger or warning sign required by

477 statute or any sign designed for the protection of the public or to aid in
478 the operation of any public utility. No such direction or danger sign
479 shall bear the name of any article or product or the name or address of
480 any person, firm or corporation or any advertisement, except that a
481 directional sign may bear directions and other official notices
482 pertaining to (1) farming that is part of the state's agricultural tourism;
483 (2) facilities in this state where Connecticut-made beer is manufactured
484 or sold, including, but not limited to, signs or notices containing the
485 words "Connecticut Brewery Trail"; or (3) any farm in this state located
486 within ten miles of a state-maintained limited access highway, except a
487 parkway, where Connecticut-made wine is manufactured or sold,
488 including, but not limited to, signs or notices containing the words
489 "Connecticut Wine Trail". The commissioner may enter upon any
490 property and remove any sign which does not conform to the
491 provisions of this section. Any person, any member of any firm or any
492 corporation violating any provision of this section shall be fined not
493 more than one hundred dollars for the first offense and not more than
494 five hundred dollars for each subsequent offense.

495 Sec. 14. Section 13a-124b of the general statutes is repealed and the
496 following is substituted in lieu thereof (*Effective from passage*):

497 The design and production of directional and other official signs or
498 notices pertaining to facilities in this state where Connecticut-made
499 beer is manufactured or sold, pursuant to [subsection (e) of section
500 13a-123] section 13a-124, as amended by this act, may be paid for by
501 private persons or entities affiliated with Connecticut-made beer
502 manufacturers or sellers.

503 Sec. 15. Subsection (f) of section 13a-26 of the general statutes is
504 repealed and the following is substituted in lieu thereof (*Effective from*
505 *passage*):

506 (f) The provisions of this part restricting the use and
507 accommodation of motor vehicle traffic on parkways to
508 noncommercial vehicles shall not apply to use of the Merritt and

509 Wilbur Cross Parkways by (1) taxicabs, as defined in section 13b-95, (2)
510 vanpool vehicles, as defined in section 14-1, or (3) service buses,
511 service buses for students with special needs, or two-axle, four-
512 wheeled type II, registered school buses with a gross vehicle weight
513 rating of [nine thousand six hundred] ten thousand pounds or less,
514 which are owned by or under contract to a public, private or religious
515 school or public school district and which are engaged in the
516 transportation of school children to and from school or school
517 activities, provided (A) such service buses conform to the regulations
518 establishing the maximum weight, length, height or width of vehicles
519 permitted to use such parkways; [and] (B) such school buses are [no]
520 not more than ninety-eight inches high, eighty-four inches wide and
521 two hundred three inches long; and (C) such service buses for students
522 with special needs are not more than one hundred twenty inches high,
523 ninety inches wide and two hundred eighty-eight inches long. The
524 Office of the State Traffic Administration shall adopt regulations in
525 accordance with chapter 54 establishing the maximum allowable
526 length and height for any vanpool vehicle using said Merritt and
527 Wilbur Cross Parkways and, not later than July 1, 1984, publish in the
528 Connecticut Law Journal a notice of intent to adopt proposed
529 regulations, as defined in section 4-166, reducing the maximum
530 weight, length, height or width of, or limiting the registration classes
531 of, motor vehicles permitted to use such parkways, in order to fully
532 carry out the prohibition on the operation of commercial motor
533 vehicles on such parkways.

534 Sec. 16. Section 13b-102 of the general statutes is repealed and the
535 following is substituted in lieu thereof (*Effective from passage*):

536 (a) (1) Each person, association, limited liability company or
537 corporation owning or operating a motor vehicle in livery service shall
538 be subject to the jurisdiction of the Department of Transportation, and
539 the department may prescribe adequate service and reasonable rates
540 and charges and prescribe and establish such reasonable regulations
541 with respect to fares, service, operation and equipment as it deems

542 necessary for the convenience, protection, safety and best interests of
543 passengers and the public.

544 (2) Notwithstanding the provisions of subdivision (1) of this
545 subsection with respect to reasonable rates and charges, each person,
546 association, limited liability company or corporation operating a motor
547 vehicle in livery service having a seating capacity of ten or more adults
548 shall file a schedule of reasonable maximum rates and charges with the
549 Department of Transportation. The provisions of subdivision (1) of this
550 subsection with respect to rates and charges shall not apply to any
551 person, association, limited liability company or corporation operating
552 a motor vehicle engaged in the transportation of passengers for hire by
553 virtue of a contract with, or a lower tier contract for, any federal, state
554 or municipal agency.

555 (b) Each person, association, limited liability company or
556 corporation operating a motor vehicle by virtue of authorization issued
557 by the Federal Highway Administration for charter and special
558 operation shall register such authorization for interstate operation with
559 the Department of Transportation if such person, association, limited
560 liability company or corporation maintains a domicile or principal
561 office in the state. Each person operating a motor vehicle by virtue of
562 authorization issued by the Federal Highway Administration for
563 charter and special operation shall, prior to such registration, submit to
564 a state and national criminal history records check, conducted in
565 accordance with section 29-17a, and provide the results of such records
566 check to the Department of Transportation.

567 Sec. 17. Section 13b-329 of the general statutes is repealed and the
568 following is substituted in lieu thereof (*Effective from passage*):

569 (a) Each engine used upon a railroad shall be supplied with an
570 audible signal of sufficient amplification for existing circumstances,
571 which audible signal shall be so attached to such engine as to be
572 conveniently accessible to the engineer and in good order for use.
573 [Each] Except where a wayside horn has been installed pursuant to

574 subsection (b) of this section, each person controlling the motions of an
575 engine on a railroad shall commence sounding the audible signal when
576 such engine is approaching and is within eighty rods of the place
577 where such railroad crosses any highway at grade and shall keep such
578 audible signal occasionally sounding until such engine has crossed
579 such highway, provided when it appears to the Commissioner of
580 Transportation upon the written complaint of an elected official of any
581 town, city or borough wherein such crossing at grade is located that
582 public safety requires the commencing of the sounding of the audible
583 signal at a distance greater or lesser than eighty rods from such
584 crossing at grade, the Commissioner of Transportation shall make such
585 order in relation thereto as he deems advisable, provided in no event
586 shall said Commissioner of Transportation order the sounding of any
587 audible signal to commence at a distance of less than twenty-seven
588 rods from any crossing at grade. The company in whose service such
589 person may be shall pay all damages which may accrue to any person
590 in consequence of any omission to comply with any provision of this
591 subsection; and no railroad company shall knowingly employ an
592 engineer who has been twice convicted of violating any provision of
593 this subsection.

594 (b) A wayside horn may be used in lieu of a horn attached to an
595 engine at any highway-rail grade crossing equipped with an active
596 warning system consisting of, at a minimum, flashing lights and gates.
597 Such wayside horn shall (1) conform to the federal requirements for
598 wayside horn use, and (2) sound at a minimum of twenty-nine seconds
599 prior to the train's arrival at the crossing, while the lead locomotive is
600 traveling across the crossing and occasionally thereafter until such
601 engine has crossed such highway. Any entity installing a wayside horn
602 shall comply with the federal requirements for written notice set forth
603 in 49 CFR 222. For the purposes of this section, "wayside horn" has the
604 same meaning as provided in 49 CFR 222.9, as amended from time to
605 time.

606 [(b)] (c) The Commissioner of Transportation, with the advice of the

607 Commissioner of Energy and Environmental Protection, may establish
608 by regulation the maximum decibel levels which may be emitted by
609 any audible signal attached to a train engine, provided such maximum
610 decibel level shall not be less than eighty-seven decibels.

611 [(c)] (d) Any railroad company operating any train engine which is
612 equipped with an audible signal which produces noise emissions in
613 excess of the maximum decibel levels allowed for such devices as
614 established by said Commissioner of Transportation is in violation of
615 this section.

616 Sec. 18. (*Effective from passage*) Not later than January 1, 2015, the
617 Department of Transportation shall, within available appropriations,
618 submit a report, in connection with the state-certified industrial
619 reinvestment project authorized pursuant to public act 14-2 and in
620 accordance with the provisions of section 11-4a of the general statutes,
621 to the joint standing committee of the General Assembly having
622 cognizance of matters relating to transportation. Such report shall
623 include a study of the challenges to access and egress in and around
624 the stadium facility site, as defined in section 32-651 of the general
625 statutes, recommendations for solutions to such challenges and an
626 estimate of the cost of such solutions.

627 Sec. 19. (*Effective upon passage*) The Commissioner of Transportation,
628 in consultation with the Commissioner of Motor Vehicles and the
629 Commissioner of Consumer Protection, shall, within available
630 appropriations, conduct a study of the regulation of for-hire
631 transportation services in this state. The study shall be conducted with
632 input from the taxicab, the motor vehicle in livery service and the for-
633 hire transportation services industries regarding the current regulatory
634 scheme. The study shall (1) review how emerging technologies, such
635 as smartphone applications, currently fit into the regulatory scheme,
636 and (2) offer recommendations as to how and if such technologies and
637 the businesses offering them should be regulated to ensure the safety
638 of the riding public. Such recommendations shall include, but need
639 not be limited to, mandatory insurance coverage, licensing and

640 background checks on drivers and vehicle safety and maintenance.
 641 Not later than February 1, 2015, the Commissioner of Transportation
 642 shall submit, in accordance with the provisions of section 11-4a of the
 643 general statutes, a report to the joint standing committee of the General
 644 Assembly having cognizance of matters relating to transportation.
 645 Such report shall include the findings, conclusions and
 646 recommendations from such study.

647 Sec. 20. (*Effective from passage*) The southern section of Saybrook
 648 Road in Middletown, between Randolph Road and Aircraft
 649 Road/Route 9 ramps, shall be classified as an urban minor arterial by
 650 the Department of Transportation in their functional roadway
 651 classification listing."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2014</i>	13b-2
Sec. 2	<i>October 1, 2014</i>	13b-34(a)
Sec. 3	<i>October 1, 2014</i>	New section
Sec. 4	<i>October 1, 2014</i>	53a-119(7)
Sec. 5	<i>from passage</i>	16a-38k(a)
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>from passage</i>	New section
Sec. 9	<i>from passage</i>	15-120mm
Sec. 10	<i>from passage</i>	20-340
Sec. 11	<i>from passage</i>	15-120bb
Sec. 12	<i>from passage</i>	13a-123(e)
Sec. 13	<i>from passage</i>	13a-124
Sec. 14	<i>from passage</i>	13a-124b
Sec. 15	<i>from passage</i>	13a-26(f)
Sec. 16	<i>from passage</i>	13b-102
Sec. 17	<i>from passage</i>	13b-329
Sec. 18	<i>from passage</i>	New section
Sec. 19	<i>upon passage</i>	New section
Sec. 20	<i>from passage</i>	New section