



General Assembly

Amendment

February Session, 2016

LCO No. 5619



Offered by:

REP. GUERRERA, 29th Dist.

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To: Subst. House Bill No. 5412

File No. 351

Cal. No. 245

"AN ACT CONCERNING RECOMMENDATIONS BY THE DEPARTMENT OF MOTOR VEHICLES REGARDING HAZARDOUS MATERIALS, CAR DEALERS, STUDENT TRANSPORTATION VEHICLE OPERATORS, DIVERSION PROGRAMS AND MOTOR VEHICLE INSPECTORS."

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

3 "Section 1. (NEW) (*Effective October 1, 2016*) (a) Any person who
4 engages in interstate or intrastate commerce on the highways of this
5 state and transports hazardous materials, as defined in 49 CFR 171.8,
6 shall comply with the provisions of 49 CFR Parts 105 to 173, inclusive,
7 and 49 CFR Parts 177 to 180, inclusive.

8 (b) Except as otherwise provided in subsection (c) of this section,
9 any person described in subsection (a) of this section who violates any
10 provision of 49 CFR 107.620, 49 CFR 171, Subpart A, 49 CFR 172,

11 Subparts A to I, inclusive, 49 CFR 173, Subparts A to G, inclusive, 49
12 CFR 177, Subparts A to E, inclusive, 49 CFR 178, Subparts A to C,
13 inclusive, H and J to S, inclusive, or 49 CFR 180, Subparts A and C to
14 G, inclusive, shall have committed an infraction.

15 (c) Any person described in subsection (a) of this section who
16 violates any provision of 49 CFR 172.505(a), 49 CFR 172.507(a), 49 CFR
17 173.24(b) or 49 CFR 177.835 shall, for a first offense, be guilty of a class
18 D misdemeanor and, for any subsequent offense of the same provision,
19 be guilty of a class A misdemeanor.

20 (d) A motor vehicle inspector, designated under section 14-8 of the
21 general statutes and certified pursuant to section 7-294d of the general
22 statutes, or a state or municipal police officer, shall enforce the
23 provisions of this section, provided such inspector or officer (1) has
24 inspection authority pursuant to section 14-163c-9 of the regulations of
25 Connecticut state agencies, and (2) has satisfactorily completed a
26 course of instruction in specialized hazardous materials provided by
27 the United States Department of Transportation Federal Motor Carrier
28 Safety Administration.

29 Sec. 2. Subsection (c) of section 14-44a of the general statutes is
30 repealed and the following is substituted in lieu thereof (*Effective July*
31 *1, 2016*):

32 (c) Any person who violates the provisions of subsection (a) of this
33 section shall operate a motor vehicle in violation of the classification of
34 the license issued to [him] such person, and shall be subject to the
35 penalties provided in subsection [(f)] (g) of section 14-36a and section
36 14-44k.

37 Sec. 3. Subsection (a) of section 14-52a of the general statutes is
38 repealed and the following is substituted in lieu thereof (*Effective July*
39 *1, 2016*):

40 (a) The commissioner may, after notice and hearing, refuse to grant
41 or renew a license to a person, firm or corporation to engage in the

42 business of selling or repairing motor vehicles pursuant to the
43 provisions of section 14-52 if the applicant for or holder of such a
44 license, or an officer or major stockholder if the applicant or licensee is
45 a firm or corporation, has been convicted of a violation of any
46 provision of laws pertaining to the business of a motor vehicle dealer
47 or repairer including a motor vehicle recycler, or of any violation
48 involving fraud, larceny or deprivation or misappropriation of
49 property, in the courts of the United States or of any state. [At the time
50 of application for or renewal of such a license, each applicant or] Each
51 applicant for such a license shall submit to a state criminal history
52 records check, conducted in accordance with section 29-17a and based
53 on the applicant's name and date of birth, not more than thirty days
54 before such application is made and provide the results of such records
55 check to the Department of Motor Vehicles. Upon renewal of such
56 license, such licensee shall make full disclosure of any such conviction
57 [within the last five years] under penalty of false statement.

58 Sec. 4. Section 14-54 of the general statutes is repealed and the
59 following is substituted in lieu thereof (*Effective July 1, 2016*):

60 [(a) Any person who desires to obtain a license for dealing in or
61 repairing motor vehicles in a municipality having a population of no
62 less than twenty thousand shall first obtain and present to the
63 commissioner a certificate of approval of the location for which such
64 license is desired from the board or authority designated by local
65 charter, regulation or ordinance of the town, city or borough wherein
66 the business is located or is proposed to be located, except that in any
67 town or city having a zoning commission, combined planning and
68 zoning commission and a board of appeals, such certificate shall be
69 obtained from the zoning commission. The provisions of this section
70 do not apply to (1) a transfer of ownership to a spouse, child, brother,
71 sister or parent of a licensee, (2) a transfer of ownership to or from a
72 corporation in which a spouse, child, brother, sister or parent of a
73 licensee has a controlling interest, or (3) a change in ownership
74 involving the withdrawal of one or more partners from a partnership.]

75 [(b)] Any person who desires to obtain a license for dealing in or
76 repairing motor vehicles [in a municipality with a population of less
77 than twenty thousand] shall first obtain and present to the
78 commissioner a certificate of approval of the location for which such
79 license is desired from the board or authority designated by local
80 charter, regulation or ordinance of the town, city or borough wherein
81 the business is located or is proposed to be located, except that in any
82 town or city having a zoning commission, combined planning and
83 zoning commission and a board of appeals, such certificate shall be
84 approved by the board of appeals. In addition thereto, such certificate
85 shall be approved by the [chief of police where there is an organized
86 police force or, where there is none, by the commander of the state
87 police barracks situated nearest to such proposed location] local
88 building official and local fire marshal. The provisions of this section
89 shall not apply to (1) a transfer of ownership to a spouse, child,
90 brother, sister or parent of a licensee, (2) a transfer of ownership to or
91 from a corporation in which a spouse, child, brother, sister or parent of
92 a licensee has a controlling interest, or (3) a change in ownership
93 involving the withdrawal of one or more partners from a partnership.

94 Sec. 5. Subsection (b) of section 14-61 of the 2016 supplement to the
95 general statutes is repealed and the following is substituted in lieu
96 thereof (*Effective July 1, 2016*):

97 (b) The commissioner [may] shall require any dealer who is
98 authorized to issue a temporary transfer of registration in accordance
99 with subsection (a) of this section or a new registration in accordance
100 with subsection (c) of section 14-12 to file each application for a
101 permanent registration [by electronic transmission of an electronic
102 record] electronically if the commissioner determines that the dealer
103 files, on average, [ten] seven or more such applications for permanent
104 registration each month with the Department of Motor Vehicles. [The
105 provisions of this subsection do not preclude any such dealer from
106 filing an application for a permanent registration in person at any
107 branch office of the department.] Any dealer may make a written
108 request to the commissioner for an exemption from filing such

109 applications electronically due to a hardship, including, but not limited
110 to, a lack of access to a device capable of communicating electronically.
111 The commissioner may enter into an agreement with one or more
112 nonprofit associations or organizations representing the interests of
113 motor vehicle dealers to file such applications electronically on behalf
114 of such dealer. The commissioner may authorize such nonprofit
115 association or organization to charge a convenience fee, in an amount
116 to be determined by the commissioner, to each dealer for an
117 application submitted electronically by such nonprofit association or
118 organization.

119 Sec. 6. Subsection (g) of section 14-227b of the general statutes is
120 repealed and the following is substituted in lieu thereof (*Effective July*
121 *1, 2016*):

122 (g) If such person contacts the department to schedule a hearing, the
123 department shall assign a date, time and place for the hearing, which
124 date shall be prior to the effective date of the suspension, except that,
125 with respect to a person whose operator's license or nonresident
126 operating privilege is suspended in accordance with subdivision (2) of
127 subsection (e) of this section, such hearing shall be scheduled not later
128 than thirty days after such person contacts the department. At the
129 request of such person, ~~[or] the hearing officer~~ or the department and
130 upon a showing of good cause, the commissioner may grant one or
131 more continuances. The hearing shall be limited to a determination of
132 the following issues: (1) Did the police officer have probable cause to
133 arrest the person for operating a motor vehicle while under the
134 influence of intoxicating liquor or any drug or both; (2) was such
135 person placed under arrest; (3) did such person refuse to submit to
136 such test or analysis or did such person submit to such test or analysis,
137 commenced within two hours of the time of operation, and the results
138 of such test or analysis indicated that such person had an elevated
139 blood alcohol content; and (4) was such person operating the motor
140 vehicle. In the hearing, the results of the test or analysis shall be
141 sufficient to indicate the ratio of alcohol in the blood of such person at
142 the time of operation, provided such test was commenced within two

143 hours of the time of operation. The fees of any witness summoned to
144 appear at the hearing shall be the same as provided by the general
145 statutes for witnesses in criminal cases. Notwithstanding the
146 provisions of subsection (a) of section 52-143, any subpoena
147 summoning a police officer as a witness shall be served not less than
148 seventy-two hours prior to the designated time of the hearing.

149 Sec. 7. Subsection (j) of section 14-227b of the general statutes is
150 repealed and the following is substituted in lieu thereof (*Effective July*
151 *1, 2016*):

152 (j) Notwithstanding the provisions of subsections (b) to (i),
153 inclusive, of this section, any police officer who obtains the results of a
154 chemical analysis of a blood sample taken from or a urine sample
155 provided by an operator of a motor vehicle who was involved in an
156 accident [who] and suffered or allegedly suffered physical injury in
157 such accident, or [is] who was otherwise deemed by a police officer to
158 require treatment or observation at a hospital, shall notify the
159 Commissioner of Motor Vehicles and submit to the commissioner a
160 written report if such results indicate that such person had an elevated
161 blood alcohol content, and if such person was arrested for violation of
162 section 14-227a, [in connection with such accident.] The report shall be
163 made on a form approved by the commissioner containing such
164 information as the commissioner prescribes, and shall be subscribed
165 and sworn to under penalty of false statement, as provided in section
166 53a-157b, by the police officer. The commissioner may, after notice and
167 an opportunity for hearing, which shall be conducted by a hearing
168 officer on behalf of the commissioner in accordance with chapter 54,
169 suspend the motor vehicle operator's license or nonresident operating
170 privilege of such person for the appropriate period of time specified in
171 subsection (i) of this section and require such person to install and
172 maintain an ignition interlock device for the appropriate period of time
173 prescribed in subsection (i) of this section. Each hearing conducted
174 under this subsection shall be limited to a determination of the
175 following issues: (1) Whether the police officer had probable cause to
176 arrest the person for operating a motor vehicle while under the

177 influence of intoxicating liquor or drug or both; (2) whether such
178 person was placed under arrest; (3) whether such person was
179 operating the motor vehicle; (4) whether the results of the analysis of
180 the blood or urine of such person indicate that such person had an
181 elevated blood alcohol content; and (5) in the event that a blood
182 sample was taken, whether the blood sample was obtained in
183 accordance with conditions for admissibility and competence as
184 evidence as set forth in subsection (k) of section 14-227a. If, after such
185 hearing, the commissioner finds on any one of the said issues in the
186 negative, the commissioner shall not impose a suspension. The fees of
187 any witness summoned to appear at the hearing shall be the same as
188 provided by the general statutes for witnesses in criminal cases, as
189 provided in section 52-260.

190 Sec. 8. Subsection (b) of section 14-275c of the general statutes is
191 repealed and the following is substituted in lieu thereof (*Effective July*
192 *1, 2016*):

193 (b) The commissioner shall adopt regulations, in accordance with
194 the provisions of chapter 54, governing (1) the inspection, registration,
195 operation and maintenance of motor vehicles used by any carrier to
196 transport students, and (2) the licensing of operators of such vehicles.
197 A person who has attained the age of seventy shall be allowed to hold
198 a license endorsement for the purpose of operating a motor vehicle to
199 transport children requiring special education provided such person
200 meets the minimum physical requirements set by the commissioner
201 and agrees to submit to a physical examination by a medical examiner,
202 certified in accordance with 49 CFR 390.109, at least [twice a year or
203 when requested] annually or more frequently if directed to do so by
204 such medical examiner or the superintendent of the school system in
205 which such person intends to operate such vehicle.

206 Sec. 9. Subsection (a) of section 17a-696 of the general statutes is
207 repealed and the following is substituted in lieu thereof (*Effective*
208 *October 1, 2016*):

209 (a) The provisions of this section shall not apply to any person
210 charged with a violation of section 14-227a, 14-227g, 53a-56b or 53a-
211 60d or with a class A, B or C felony or to any person who was twice
212 previously ordered treated under this section, subsection (i) of section
213 17-155y, section 19a-386 or section 21a-284 of the general statutes
214 revised to 1989, or any combination thereof. The court may waive the
215 ineligibility provisions of this subsection for any person, except that
216 the court shall not waive the ineligibility provisions of this subsection
217 for any person charged with a violation of section 14-227a, 14-227g,
218 53a-56b or 53a-60d if, at the time of the offense, such person was
219 operating a commercial vehicle, as defined in section 14-1, as amended
220 by this act, or held a commercial driver's license or a commercial
221 driver's instruction permit.

222 Sec. 10. Subsection (b) of section 53a-217b of the general statutes is
223 repealed and the following is substituted in lieu thereof (*Effective*
224 *October 1, 2016*):

225 (b) The provisions of subsection (a) of this section shall not apply to
226 the otherwise lawful possession of a firearm (1) by a person for use in a
227 program approved by school officials in or on such school property or
228 at such school-sponsored activity, (2) by a person in accordance with
229 an agreement entered into between school officials and such person or
230 such person's employer, (3) by a peace officer, as defined in
231 subdivision (9) of section 53a-3, while engaged in the performance of
232 such peace officer's official duties, [or] (4) by a person while traversing
233 such school property for the purpose of gaining access to public or
234 private lands open to hunting or for other lawful purposes, provided
235 such firearm is not loaded and the entry on such school property is
236 permitted by the local or regional board of education, or (5) by a motor
237 vehicle inspector, designated under section 14-8 and certified pursuant
238 to section 7-294d, while engaged in the performance of such motor
239 vehicle inspector's official duties.

240 Sec. 11. Subsections (b) and (c) of section 14-15 of the 2016
241 supplement to the general statutes are repealed and the following is

242 substituted in lieu thereof (*Effective July 1, 2016*):

243 (b) Each person, firm or corporation licensed under the provisions
244 of subsection (a) of this section [that] or by another state, who in the
245 opinion of the commissioner is qualified, [and holds a current
246 registration certificate for a motor vehicle used in connection with its
247 business may issue a sixty-day temporary transfer of such registration
248 to any other] may electronically register or transfer the registration of a
249 motor vehicle used in connection with its business. The licensee,
250 within five days from the electronic issuance of such [temporary]
251 registration or transfer, shall submit to the commissioner an
252 application together with all necessary documents [for a permanent
253 registration for the vehicle transferred] to register or transfer the
254 registration of the vehicle with the Department of Motor Vehicles. Any
255 such licensee that registers or transfers registration shall be required to
256 register or transfer registrations electronically if the commissioner
257 determines that such licensee files with such department, on average,
258 seven or more such registrations or transfers each month. The
259 commissioner shall adopt regulations in accordance with the
260 provisions of chapter 54 to implement the provisions of this
261 subsection.

262 (c) Notwithstanding the provisions of section 14-22, the
263 commissioner may [authorize] require any person, firm or corporation
264 licensed under the provisions of subsection (a) of this section or by
265 another state, who in the opinion of the commissioner is qualified and
266 who holds a current registration certificate for a motor vehicle used in
267 connection with its business, to renew such registration [by means of
268 an electronic data processing system connected to the system of
269 registration records maintained by the commissioner] electronically if
270 the commissioner determines that the licensee renews with the
271 Department of Motor Vehicles, on average, seven or more such
272 registrations each month. The commissioner shall adopt regulations in
273 accordance with the provisions of chapter 54 to implement the
274 provisions of this subsection.

275 Sec. 12. (NEW) (*Effective July 1, 2016*) The Commissioner of Motor
276 Vehicles may require any person, firm or corporation, who in the
277 opinion of the commissioner is qualified and who is engaged in the
278 business of filing applications for the issuance of a certificate of
279 registration or a certificate of title for motor vehicles with the
280 Department of Motor Vehicles, to file such applications electronically if
281 the commissioner determines that such person, firm or corporation
282 files, on average, seven or more such applications each month. A
283 qualified person, firm or corporation shall, within five days from the
284 electronic issuance of such registration, submit to the commissioner an
285 application together with all necessary documents required to register
286 the vehicle with the department. The commissioner shall adopt
287 regulations in accordance with the provisions of chapter 54 of the
288 general statutes to implement the provisions of this section.

289 Sec. 13. Section 14-1 of the 2016 supplement to the general statutes is
290 repealed and the following is substituted in lieu thereof (*Effective from*
291 *passage*):

292 Terms used in this chapter shall be construed as follows, unless
293 another construction is clearly apparent from the language or context
294 in which the term is used or unless the construction is inconsistent
295 with the manifest intention of the General Assembly:

296 (1) "Activity vehicle" means a student transportation vehicle that is
297 used to transport students in connection with school-sponsored events
298 and activities, but is not used to transport students to and from school;

299 (2) "Agricultural tractor" means a tractor or other form of
300 nonmuscular motive power used for transporting, hauling, plowing,
301 cultivating, planting, harvesting, reaping or other agricultural
302 purposes on any farm or other private property, or used for the
303 purpose of transporting, from one farm to another, agricultural
304 implements and farm products, provided the agricultural tractor is not
305 used on any highway for transporting a pay load or for some other
306 commercial purpose;

307 (3) "Antique, rare or special interest motor vehicle" means a motor
308 vehicle twenty years old or older which is being preserved because of
309 historic interest and which is not altered or modified from the original
310 manufacturer's specifications;

311 (4) "Apparent candle power" means an illumination equal to the
312 normal illumination in foot candles produced by any lamp or lamps,
313 divided by the square of the distance in feet between the lamp or
314 lamps and the point at which the measurement is made;

315 (5) "Authorized emergency vehicle" means (A) a fire department
316 vehicle, (B) a police vehicle, or (C) a public service company or
317 municipal department ambulance or emergency vehicle designated or
318 authorized for use as an authorized emergency vehicle by the
319 commissioner;

320 (6) "Autocycle" means a motor vehicle that meets the requirements
321 of a motorcycle under 49 CFR Part 571, and (A) does not have more
322 than three wheels in contact with the ground, (B) is designed to be
323 controlled with a steering wheel and foot pedals for acceleration,
324 braking or shifting, (C) has a seat or seats that are fully or partially
325 enclosed and in which the occupants sit with their legs forward, and
326 (D) is equipped with safety belts, in accordance with section 14-100a,
327 for all occupants;

328 (7) "Auxiliary driving lamp" means an additional lighting device on
329 a motor vehicle used primarily to supplement the general illumination
330 in front of a motor vehicle provided by the motor vehicle's head lamps;

331 (8) "Bulb" means a light source consisting of a glass bulb containing
332 a filament or substance capable of being electrically maintained at
333 incandescence;

334 (9) "Camp trailer" includes any trailer designed for living or
335 sleeping purposes and used exclusively for camping or recreational
336 purposes;

337 (10) "Camp trailer registration" means the type of registration issued
338 to any trailer that is for nonbusiness use and is limited to camp trailers
339 and utility trailers;

340 (11) "Camp vehicle" means any motor vehicle that is regularly used
341 to transport persons under eighteen years of age in connection with the
342 activities of any youth camp, as defined in section 19a-420;

343 (12) "Camper" means any motor vehicle designed or permanently
344 altered in such a way as to provide temporary living quarters for
345 travel, camping or recreational purposes;

346 (13) "Combination registration" means the type of registration
347 issued to a motor vehicle used for both private passenger and
348 commercial purposes if such vehicle does not have a gross vehicle
349 weight rating in excess of twelve thousand five hundred pounds;

350 (14) "Commercial driver's license" or "CDL" means a license issued
351 to an individual in accordance with the provisions of sections 14-44a to
352 14-44m, inclusive, as amended by this act, which authorizes such
353 individual to drive a commercial motor vehicle;

354 (15) "Commercial driver's license information system" or "CDLIS"
355 means the national database of holders of commercial driver's licenses
356 established by the Federal Motor Carrier Safety Administration
357 pursuant to Section 12007 of the Commercial Motor Vehicle Safety Act
358 of 1986;

359 (16) "Commercial motor vehicle" means a vehicle designed or used
360 to transport passengers or property, except a vehicle used for farming
361 purposes in accordance with 49 CFR 383.3(d), fire fighting apparatus
362 or an emergency vehicle, as defined in section 14-283, or a recreational
363 vehicle in private use, which (A) has a gross vehicle weight rating of
364 twenty-six thousand and one pounds or more, or a gross combination
365 weight rating of twenty-six thousand and one pounds or more,
366 inclusive of a towed unit or units with a gross vehicle weight rating of
367 more than ten thousand pounds; (B) is designed to transport sixteen or

368 more passengers, including the driver, or is designed to transport more
369 than ten passengers, including the driver, and is used to transport
370 students under the age of twenty-one years to and from school; or (C)
371 is transporting hazardous materials and is required to be placarded in
372 accordance with 49 CFR 172, Subpart F, as amended, or any quantity of
373 a material listed as a select agent or toxin in 42 CFR Part 73;

374 (17) "Commercial registration" means the type of registration
375 required for any motor vehicle designed or used to transport
376 merchandise, freight or persons in connection with any business
377 enterprise, unless a more specific type of registration is authorized and
378 issued by the commissioner for such class of vehicle;

379 (18) "Commercial trailer" means a trailer used in the conduct of a
380 business to transport freight, materials or equipment whether or not
381 permanently affixed to the bed of the trailer;

382 (19) "Commercial trailer registration" means the type of registration
383 issued to any commercial trailer;

384 (20) "Commissioner" includes the Commissioner of Motor Vehicles
385 and any assistant to the Commissioner of Motor Vehicles who is
386 designated and authorized by, and who is acting for, the
387 Commissioner of Motor Vehicles under a designation; except that the
388 deputy commissioners of motor vehicles and the Attorney General are
389 deemed, unless the Commissioner of Motor Vehicles otherwise
390 provides, to be designated and authorized by, and acting for, the
391 Commissioner of Motor Vehicles under a designation;

392 (21) "Controlled substance" has the same meaning as in section 21a-
393 240 and the federal laws and regulations incorporated in chapter 420b;

394 (22) "Conviction" means an unvacated adjudication of guilt, or a
395 determination that a person has violated or failed to comply with the
396 law in a court of original jurisdiction or an authorized administrative
397 tribunal, an unvacated forfeiture of bail or collateral deposited to
398 secure the person's appearance in court, the payment of a fine or court

399 cost, or violation of a condition of release without bail, regardless of
400 whether or not the penalty is rebated, suspended or probated;

401 (23) "Dealer" includes any person actively engaged in buying,
402 selling or exchanging motor vehicles or trailers who has an established
403 place of business in this state and who may, incidental to such
404 business, repair motor vehicles or trailers, or cause them to be repaired
405 by persons in his or her employ;

406 (24) "Disqualification" means a withdrawal of the privilege to drive
407 a commercial motor vehicle, which occurs as a result of (A) any
408 suspension, revocation, or cancellation by the commissioner of the
409 privilege to operate a motor vehicle; (B) a determination by the Federal
410 Highway Administration, under the rules of practice for motor carrier
411 safety contained in 49 CFR 386, as amended, that a person is no longer
412 qualified to operate a commercial motor vehicle under the standards of
413 49 CFR 391, as amended; or (C) the loss of qualification which follows
414 any of the convictions or administrative actions specified in section 14-
415 44k;

416 (25) "Drive" means to drive, operate or be in physical control of a
417 motor vehicle, including a motor vehicle being towed by another;

418 (26) "Driver" means any person who drives, operates or is in
419 physical control of a commercial motor vehicle, or who is required to
420 hold a commercial driver's license;

421 (27) "Driver's license" or "operator's license" means a valid
422 Connecticut motor vehicle operator's license or a license issued by
423 another state or foreign jurisdiction authorizing the holder thereof to
424 operate a motor vehicle on the highways;

425 (28) "Employee" means any operator of a commercial motor vehicle,
426 including full-time, regularly employed drivers, casual, intermittent or
427 occasional drivers, drivers under contract and independent owner-
428 operator contractors, who, while in the course of operating a
429 commercial motor vehicle, are either directly employed by, or are

430 under contract to, an employer;

431 (29) "Employer" means any person, including the United States, a
432 state or any political subdivision thereof, who owns or leases a
433 commercial motor vehicle, or assigns a person to drive a commercial
434 motor vehicle;

435 (30) "Farm implement" means a vehicle designed and adapted
436 exclusively for agricultural, horticultural or livestock-raising
437 operations and which is not operated on a highway for transporting a
438 pay load or for any other commercial purpose;

439 (31) "Felony" means any offense as defined in section 53a-25 and
440 includes any offense designated as a felony under federal law;

441 (32) "Fatality" means the death of a person as a result of a motor
442 vehicle accident;

443 (33) "Foreign jurisdiction" means any jurisdiction other than a state
444 of the United States;

445 (34) "Fuels" means (A) all products commonly or commercially
446 known or sold as gasoline, including casinghead and absorption or
447 natural gasoline, regardless of their classification or uses, (B) any liquid
448 prepared, advertised, offered for sale or sold for use, or commonly and
449 commercially used, as a fuel in internal combustion engines, which,
450 when subjected to distillation in accordance with the standard method
451 of test for distillation of gasoline, naphtha, kerosene and similar
452 petroleum products by "American Society for Testing Materials
453 Method D-86", shows not less than ten per cent distilled (recovered)
454 below 347° Fahrenheit (175° Centigrade) and not less than ninety-five
455 per cent distilled (recovered) below 464° Fahrenheit (240° Centigrade);
456 provided the term "fuels" shall not include commercial solvents or
457 naphthas which distill, by "American Society for Testing Materials
458 Method D-86", not more than nine per cent at 176° Fahrenheit and
459 which have a distillation range of 150° Fahrenheit, or less, or liquefied
460 gases which would not exist as liquids at a temperature of 60°

461 Fahrenheit and a pressure of 14.7 pounds per square inch absolute,
462 and (C) any liquid commonly referred to as "gasohol" which is
463 prepared, advertised, offered for sale or sold for use, or commonly and
464 commercially used, as a fuel in internal combustion engines, consisting
465 of a blend of gasoline and a minimum of ten per cent by volume of
466 ethyl or methyl alcohol;

467 (35) "Garage" includes every place of business where motor vehicles
468 are, for compensation, received for housing, storage or repair;

469 (36) "Gross vehicle weight rating" or "GVWR" means the value
470 specified by the manufacturer as the maximum loaded weight of a
471 single or a combination (articulated) vehicle. The GVWR of a
472 combination (articulated) vehicle commonly referred to as the "gross
473 combination weight rating" or GCWR is the GVWR of the power unit
474 plus the GVWR of the towed unit or units;

475 (37) "Gross weight" means the light weight of a vehicle plus the
476 weight of any load on the vehicle, provided, in the case of a tractor-
477 trailer unit, "gross weight" means the light weight of the tractor plus
478 the light weight of the trailer or semitrailer plus the weight of the load
479 on the vehicle;

480 (38) "Hazardous materials" has the same meaning as in 49 CFR
481 383.5;

482 (39) "Head lamp" means a lighting device affixed to the front of a
483 motor vehicle projecting a high intensity beam which lights the road in
484 front of the vehicle so that it can proceed safely during the hours of
485 darkness;

486 (40) "High-mileage vehicle" means a motor vehicle having the
487 following characteristics: (A) Not less than three wheels in contact with
488 the ground; (B) a completely enclosed seat on which the driver sits; (C)
489 a single or two cylinder, gasoline or diesel engine or an electric-
490 powered engine; and (D) efficient fuel consumption;

491 (41) "Highway" includes any state or other public highway, road,
492 street, avenue, alley, driveway, parkway, place or dedicated roadway
493 for bus rapid transit service, under the control of the state or any
494 political subdivision of the state, dedicated, appropriated or opened to
495 public travel or other use;

496 (42) "Imminent hazard" means the existence of a condition that
497 presents a substantial likelihood that death, serious illness, severe
498 personal injury or a substantial endangerment to health, property, or
499 the environment may occur before the reasonably foreseeable
500 completion date of a formal proceeding begun to lessen the risk of that
501 death, illness, injury or endangerment;

502 (43) "Intersecting highway" includes any public highway which
503 joins another at an angle whether or not it crosses the other;

504 (44) "Light weight" means the weight of an unloaded motor vehicle
505 as ordinarily equipped and ready for use, exclusive of the weight of
506 the operator of the motor vehicle;

507 (45) "Limited access highway" means a state highway so designated
508 under the provisions of section 13b-27;

509 (46) "Local authorities" includes the board of aldermen, common
510 council, chief of police, warden and burgesses, board of selectmen or
511 other officials having authority for the enactment or enforcement of
512 traffic regulations within their respective towns, cities or boroughs;

513 (47) "Maintenance vehicle" means any vehicle in use by the state or
514 by any town, city, borough or district, any state bridge or parkway
515 authority or any public service company, as defined in section 16-1, in
516 the maintenance of public highways or bridges and facilities located
517 within the limits of public highways or bridges;

518 (48) "Manufacturer" means (A) a person, whether a resident or
519 nonresident, engaged in the business of constructing or assembling
520 new motor vehicles of a type required to be registered by the

521 commissioner, for operation upon any highway, except a utility trailer,
522 which are offered for sale in this state, or (B) a person who distributes
523 new motor vehicles to new car dealers licensed in this state;

524 (49) "Median divider" means an intervening space or physical
525 barrier or clearly indicated dividing section separating traffic lanes
526 provided for vehicles proceeding in opposite directions;

527 (50) "Modified antique motor vehicle" means a motor vehicle twenty
528 years old or older which has been modified for safe road use,
529 including, but not limited to, modifications to the drive train,
530 suspension, braking system and safety or comfort apparatus;

531 (51) "Motor bus" includes any motor vehicle, except a taxicab, as
532 defined in section 13b-95, operated in whole or in part on any street or
533 highway in a manner affording a means of transportation by
534 indiscriminately receiving or discharging passengers, or running on a
535 regular route or over any portion of a regular route or between fixed
536 termini;

537 (52) "Motor home" means a vehicular unit designed to provide
538 living quarters and necessary amenities which are built into an integral
539 part of, or permanently attached to, a truck or van chassis;

540 (53) "Motor-driven cycle" means any of the following vehicles that
541 have a seat height of not less than twenty-six inches and a motor
542 having a capacity of less than fifty cubic centimeters piston
543 displacement: (A) A motorcycle, other than an auticycle; (B) a motor
544 scooter; or (C) a bicycle with attached motor;

545 (54) "Motor vehicle" means any vehicle propelled or drawn by any
546 nonmuscular power, except aircraft, motor boats, road rollers, baggage
547 trucks used about railroad stations or other mass transit facilities,
548 electric battery-operated wheel chairs when operated by physically
549 handicapped persons at speeds not exceeding fifteen miles per hour,
550 golf carts operated on highways solely for the purpose of crossing
551 from one part of the golf course to another, golf-cart-type vehicles

552 operated on roads or highways on the grounds of state institutions by
553 state employees, agricultural tractors, farm implements, such vehicles
554 as run only on rails or tracks, self-propelled snow plows, snow blowers
555 and lawn mowers, when used for the purposes for which they were
556 designed and operated at speeds not exceeding four miles per hour,
557 whether or not the operator rides on or walks behind such equipment,
558 motor-driven cycles as defined in section 14-286, special mobile
559 equipment as defined in section 14-165, mini-motorcycles, as defined
560 in section 14-289j, and any other vehicle not suitable for operation on a
561 highway;

562 (55) "Motorcycle" means (A) an auticycle, as defined in this section,
563 or (B) a motor vehicle, with or without a side car, that has (i) not more
564 than three wheels in contact with the ground, (ii) a saddle or seat
565 which the rider straddles or a platform on which the rider stands, and
566 (iii) handlebars with which the rider controls the movement of the
567 vehicle. "Motorcycle" does not include a motor-driven cycle, as defined
568 in this section;

569 (56) "National Driver Registry" or "NDR" means the licensing
570 information system and database operated by the National Highway
571 Traffic Safety Administration and established pursuant to the National
572 Driver Registry Act of 1982, as amended;

573 (57) "New motor vehicle" means a motor vehicle, the equitable or
574 legal title to which has never been transferred by a manufacturer,
575 distributor or dealer to an ultimate consumer;

576 (58) "Nonresident" means any person whose legal residence is in a
577 state other than Connecticut or in a foreign country;

578 (59) "Nonresident commercial driver's license" or "nonresident CDL"
579 means a commercial driver's license issued by a state to an individual
580 who resides in a foreign jurisdiction;

581 (60) "Nonskid device" means any device applied to the tires, wheels,
582 axles or frame of a motor vehicle for the purpose of increasing the

583 traction of the motor vehicle;

584 (61) "Number plate" means any sign or marker furnished by the
585 commissioner on which is displayed the registration number assigned
586 to a motor vehicle by the commissioner;

587 (62) "Officer" includes any constable, state marshal, inspector of
588 motor vehicles, state policeman or other official authorized to make
589 arrests or to serve process, provided the officer is in uniform or
590 displays the officer's badge of office in a conspicuous place when
591 making an arrest;

592 (63) "Operator" means any person who operates a motor vehicle or
593 who steers or directs the course of a motor vehicle being towed by
594 another motor vehicle and includes a driver as defined in subdivision
595 (26) of this section;

596 (64) "Out-of-service order" means an order (A) issued by a person
597 having inspection authority, as defined in regulations adopted by the
598 commissioner pursuant to section 14-163c, or by an authorized official
599 of the United States Department of Transportation Federal Motor
600 Carrier Safety Administration pursuant to any provision of federal
601 law, to prohibit any motor vehicle specified in subsection (a) of section
602 14-163c from being operated on any highway, or to prohibit a driver
603 from operating any such motor vehicle, or (B) issued by the United
604 States Department of Transportation Federal Motor Carrier Safety
605 Administration, pursuant to any provision of federal law, to prohibit
606 any motor carrier, as defined in Section 386.2 of Title 49 of the Code of
607 Federal Regulations, from engaging in commercial motor vehicle
608 operations;

609 (65) "Owner" means any person holding title to a motor vehicle, or
610 having the legal right to register the same, including purchasers under
611 conditional bills of sale;

612 (66) "Parked vehicle" means a motor vehicle in a stationary position
613 within the limits of a public highway;

614 (67) "Passenger and commercial motor vehicle" means a motor
615 vehicle used for private passenger and commercial purposes which is
616 eligible for combination registration;

617 (68) "Passenger motor vehicle" means a motor vehicle used for the
618 private transportation of persons and their personal belongings,
619 designed to carry occupants in comfort and safety, with a capacity of
620 carrying not more than ten passengers including the operator thereof;

621 (69) "Passenger registration" means the type of registration issued to
622 a passenger motor vehicle unless a more specific type of registration is
623 authorized and issued by the commissioner for such class of vehicle;

624 (70) "Person" includes any individual, corporation, limited liability
625 company, association, copartnership, company, firm, business trust or
626 other aggregation of individuals but does not include the state or any
627 political subdivision thereof, unless the context clearly states or
628 requires;

629 (71) "Pick-up truck" means a motor vehicle with an enclosed
630 forward passenger compartment and an open rearward compartment
631 used for the transportation of property;

632 (72) "Pneumatic tires" means tires inflated or inflatable with air;

633 (73) "Pole trailer" means a trailer which is (A) intended for
634 transporting long or irregularly shaped loads such as poles, logs, pipes
635 or structural members, which loads are capable of sustaining
636 themselves as beams between supporting connections, and (B)
637 designed to be drawn by a motor vehicle and attached or secured
638 directly to the motor vehicle by any means including a reach, pole or
639 boom;

640 (74) "Public passenger endorsement" means an endorsement issued
641 to an individual, which authorizes such individual to transport
642 passengers, including, but not limited to, passengers who are students
643 in accordance with subsection (b) or (c) of section 14-36a;

644 [(74)] (75) "Recreational vehicle" includes the camper, camp trailer
645 and motor home classes of vehicles;

646 [(75)] (76) "Registration" includes the certificate of motor vehicle
647 registration and the number plate or plates used in connection with
648 such registration;

649 [(76)] (77) "Registration number" means the identifying number or
650 letters, or both, assigned by the commissioner to a motor vehicle;

651 [(77)] (78) "Resident", for the purpose of registering motor vehicles,
652 includes any person who is a legal resident of this state, as the
653 commissioner may presume from the fact that such person occupies a
654 place of dwelling in this state for more than six months in a year, or
655 any person, firm or corporation owning or leasing a motor vehicle
656 used or operated in intrastate business in this state, or a firm or
657 corporation having its principal office or place of business in this state;

658 [(78)] (79) "School bus" means any school bus, as defined in section
659 14-275, including a commercial motor vehicle used to transport
660 preschool, elementary school or secondary school students from home
661 to school, from school to home, or to and from school-sponsored
662 events, but does not include a bus used as a common carrier;

663 [(79)] (80) "Second" violation or "subsequent" violation means an
664 offense committed not more than three years after the date of an arrest
665 which resulted in a previous conviction for a violation of the same
666 statutory provision, except in the case of a violation of section 14-215
667 or 14-224 or subsection (a) of section 14-227a, "second" violation or
668 "subsequent" violation means an offense committed not more than ten
669 years after the date of an arrest which resulted in a previous conviction
670 for a violation of the same statutory provision;

671 [(80)] (81) "Semitrailer" means any trailer type vehicle designed and
672 used in conjunction with a motor vehicle so that some part of its own
673 weight and load rests on or is carried by another vehicle;

674 [(81)] (82) "Serious traffic violation" means a conviction of any of the
675 following offenses: (A) Excessive speeding, involving a single offense
676 in which the speed is fifteen miles per hour or more above the posted
677 speed limit, in violation of section 14-218a or 14-219; (B) reckless
678 driving in violation of section 14-222; (C) following too closely in
679 violation of section 14-240 or 14-240a; (D) improper or erratic lane
680 changes, in violation of section 14-236; (E) using a hand-held mobile
681 telephone or other electronic device or typing, reading or sending text
682 or a text message with or from a mobile telephone or mobile electronic
683 device in violation of subsection (e) of section 14-296aa while operating
684 a commercial motor vehicle; (F) driving a commercial motor vehicle
685 without a valid commercial driver's license in violation of section 14-
686 36a or 14-44a, as amended by this act; (G) failure to carry a commercial
687 driver's license in violation of section 14-44a, as amended by this act;
688 (H) failure to have the proper class of license or endorsement, or
689 violation of a license restriction in violation of section 14-44a, as
690 amended by this act; or (I) a violation of any provision of chapter 248,
691 by an operator who holds a commercial driver's license or instruction
692 permit that results in the death of another person;

693 [(82)] (83) "Service bus" includes any vehicle except a vanpool
694 vehicle or a school bus designed and regularly used to carry ten or
695 more passengers when used in private service for the transportation of
696 persons without charge to the individual;

697 [(83)] (84) "Service car" means any motor vehicle used by a
698 manufacturer, dealer or repairer for emergency motor vehicle repairs
699 on the highways of this state, for towing or for the transportation of
700 necessary persons, tools and materials to and from the scene of such
701 emergency repairs or towing;

702 [(84)] (85) "Shoulder" means that portion of a highway immediately
703 adjacent and contiguous to the travel lanes or main traveled portion of
704 the roadway;

705 [(85)] (86) "Solid tires" means tires of rubber, or other elastic material

706 approved by the Commissioner of Transportation, which do not
707 depend on confined air for the support of the load;

708 [(86)] (87) "Spot lamp" or "spot light" means a lighting device
709 projecting a high intensity beam, the direction of which can be readily
710 controlled for special or emergency lighting as distinguished from
711 ordinary road illumination;

712 [(87)] (88) "State" means any state of the United States and the
713 District of Columbia unless the context indicates a more specific
714 reference to the state of Connecticut;

715 [(88)] (89) "Stop" means complete cessation of movement;

716 [(89)] (90) "Student" means any person under the age of twenty-one
717 years who is attending a preprimary, primary or secondary school
718 program of education;

719 [(90)] (91) "Tail lamp" means a lighting device affixed to the rear of a
720 motor vehicle showing a red light to the rear and indicating the
721 presence of the motor vehicle when viewed from behind;

722 [(91)] (92) "Tank vehicle" means any commercial motor vehicle
723 designed to transport any liquid or gaseous material within a tank that
724 is either permanently or temporarily attached to the vehicle or its
725 chassis which shall include, but not be limited to, a cargo tank and
726 portable tank, as defined in 49 CFR 383.5, as amended, provided it
727 shall not include a portable tank with a rated capacity not to exceed
728 one thousand gallons;

729 [(92)] (93) "Tractor" or "truck tractor" means a motor vehicle
730 designed and used for drawing a semitrailer;

731 [(93)] (94) "Tractor-trailer unit" means a combination of a tractor and
732 a trailer or a combination of a tractor and a semitrailer;

733 [(94)] (95) "Trailer" means any rubber-tired vehicle without motive
734 power drawn or propelled by a motor vehicle;

735 [(95)] (96) "Truck" means a motor vehicle designed, used or
736 maintained primarily for the transportation of property;

737 [(96)] (97) "Ultimate consumer" means, with respect to a motor
738 vehicle, the first person, other than a dealer, who in good faith
739 purchases the motor vehicle for purposes other than resale;

740 [(97)] (98) "United States" means the fifty states and the District of
741 Columbia;

742 [(98)] (99) "Used motor vehicle" includes any motor vehicle which
743 has been previously separately registered by an ultimate consumer;

744 [(99)] (100) "Utility trailer" means a trailer designed and used to
745 transport personal property, materials or equipment, whether or not
746 permanently affixed to the bed of the trailer;

747 [(100)] (101) "Vanpool vehicle" includes all motor vehicles, the
748 primary purpose of which is the daily transportation, on a prearranged
749 nonprofit basis, of individuals between home and work, and which:
750 (A) If owned by or leased to a person, or to an employee of the person,
751 or to an employee of a local, state or federal government unit or agency
752 located in Connecticut, are manufactured and equipped in such
753 manner as to provide a seating capacity of at least seven but not more
754 than fifteen individuals, or (B) if owned by or leased to a regional ride-
755 sharing organization in the state recognized by the Commissioner of
756 Transportation, are manufactured and equipped in such manner as to
757 provide a seating capacity of at least six but not more than nineteen
758 individuals;

759 [(101)] (102) "Vehicle" includes any device suitable for the
760 conveyance, drawing or other transportation of persons or property,
761 whether operated on wheels, runners, a cushion of air or by any other
762 means. The term does not include devices propelled or drawn by
763 human power or devices used exclusively on tracks;

764 [(102)] (103) "Vehicle identification number" or "VIN" means a series

765 of Arabic numbers and Roman letters that is assigned to each new
766 motor vehicle that is manufactured within or imported into the United
767 States, in accordance with the provisions of 49 CFR 565, unless another
768 sequence of numbers and letters has been assigned to a motor vehicle
769 by the commissioner, in accordance with the provisions of section 14-
770 149;

771 [(103)] (104) "Wrecker" means a vehicle which is registered,
772 designed, equipped and used for the purposes of towing or
773 transporting wrecked or disabled motor vehicles for compensation or
774 for related purposes by a person, firm or corporation licensed in
775 accordance with the provisions of subpart (D) of part III of this chapter
776 or a vehicle contracted for the consensual towing or transporting of
777 one or more motor vehicles to or from a place of sale, purchase,
778 salvage or repair. [;]

779 [(104) "Public passenger endorsement" means an endorsement
780 issued to an individual, which authorizes such individual to transport
781 passengers, including, but not limited to, passengers who are students
782 in accordance with subsection (b) or (c) of section 14-36a.]

783 Sec. 14. Subsection (e) of section 14-44 of the 2016 supplement to the
784 general statutes is repealed and the following is substituted in lieu
785 thereof (*Effective from passage*):

786 (e) Prior to issuing an operator's license bearing a school
787 endorsement or bearing the appropriate type of public passenger
788 endorsement for operation of a student transportation vehicle
789 pursuant to subdivision [(4)] (3) of subsection (a) of this section, the
790 Commissioner of Motor Vehicles shall require each applicant to submit
791 to state and national criminal history records checks, conducted in
792 accordance with section 29-17a, and a check of the state child abuse
793 and neglect registry established pursuant to section 17a-101k. The
794 Commissioner of Emergency Services and Public Protection shall
795 complete such state and national criminal history records checks
796 required pursuant to this section within sixty days of receiving such a

797 request for a check of such records. If notice of a state or national
798 criminal history record is received, the Commissioner of Motor
799 Vehicles may, subject to the provisions of section 46a-80, refuse to issue
800 an operator's license bearing such public passenger endorsement and,
801 in such case, shall immediately notify the applicant, in writing, of such
802 refusal. If notification that the applicant is listed as a perpetrator of
803 abuse on the state child abuse and neglect registry established
804 pursuant to section 17a-101k is received, the Commissioner of Motor
805 Vehicles may refuse to issue an operator's license bearing such public
806 passenger endorsement and, in such case, shall immediately notify the
807 applicant, in writing, of such refusal. The Commissioner of Motor
808 Vehicles shall not issue a temporary operator's license bearing a school
809 endorsement or bearing the appropriate type of public passenger
810 endorsement for operation of a student transportation vehicle.

811 Sec. 15. Section 14-166 of the general statutes is repealed and the
812 following is substituted in lieu thereof (*Effective October 1, 2016*):

813 (a) The acquisition of a certificate of title shall not be required and
814 the issuance of a certificate of title by the Commissioner of Motor
815 Vehicles shall not be required for the following: (1) A vehicle owned
816 by the United States, unless it is registered in this state; (2) a vehicle
817 owned by a manufacturer or dealer and held for sale, even though
818 incidentally moved on the highway or used for purposes of testing or
819 demonstration; or a vehicle used by a manufacturer solely for testing;
820 (3) a vehicle owned by a nonresident of this state and not required by
821 law to be registered in this state; (4) a vehicle regularly engaged in the
822 interstate transportation of persons or property for which a currently
823 effective certificate of title has been issued in another state; (5) a vehicle
824 moved solely by animal power; (6) an implement of husbandry; (7)
825 special mobile equipment; (8) a self-propelled wheel chair or invalid
826 tricycle; (9) any trailer having a gross weight not in excess of three
827 thousand pounds; (10) any vehicle for which a temporary registration
828 has been issued pursuant to section 14-12 for the purpose of permitting
829 a nonresident owner who purchases a vehicle in Connecticut to
830 transport such vehicle to such owner's home state; (11) a motor vehicle

831 owned by the state or any town, city or borough within the state; (12) a
832 motor vehicle registered temporarily for inspection purposes pursuant
833 to section 14-12. [(13) a motor vehicle older than twenty model years
834 old, for which the commissioner may issue a certificate of title in said
835 commissioner's discretion.]

836 (b) The acquisition of a certificate of title for any motor vehicle older
837 than twenty model years old shall not be required. The commissioner
838 shall issue a certificate of title for a motor vehicle older than twenty
839 model years old at the request of the owner and charge such owner
840 any fees required by section 14-192.

841 [(b)] (c) Part III of this chapter does not apply to: (1) A vehicle
842 moved solely by animal power; (2) an implement of husbandry; (3)
843 special mobile equipment; (4) a self-propelled wheel chair or invalid
844 tricycle; (5) any trailer having a gross weight not in excess of three
845 thousand pounds.

846 Sec. 16. Subsection (c) of section 13b-50p of the 2016 supplement to
847 the general statutes is repealed and the following is substituted in lieu
848 thereof (*Effective from passage*):

849 (c) Any person who violates any provision of this section or any
850 [regulation] procedure adopted pursuant to this section shall be fined
851 not more than five hundred dollars.

852 Sec. 17. Subsection (c) of section 14-293b of the 2016 supplement to
853 the general statutes is repealed and the following is substituted in lieu
854 thereof (*Effective from passage*):

855 (c) A statement concerning such responsibilities shall be included in
856 the [agency's] instruction manual for motor vehicle operation of the
857 Department of Motor Vehicles.

858 Sec. 18. Section 14-251 of the 2016 supplement to the general statutes
859 is repealed and the following is substituted in lieu thereof (*Effective*
860 *from passage*):

861 No vehicle shall be permitted to remain stationary within ten feet of
862 any fire hydrant, or upon the traveled portion of any highway except
863 upon the right-hand side of such highway in the direction in which
864 such vehicle is headed; and, if such highway is curbed, such vehicle
865 shall be so placed that its right-hand wheels, when stationary, shall,
866 when safety will permit, be within a distance of twelve inches from the
867 curb, except if a bikeway, as defined in section 13a-153f, or such
868 bikeway's buffer area, as described in the federal Manual on Uniform
869 Traffic Control Devices, is in place between the parking lane and the
870 curb, such vehicle shall be so placed that its right-hand wheels, when
871 stationary, shall, when safety will permit, be within a distance of
872 twelve inches from the edge of such bikeway or buffer area. No vehicle
873 shall be permitted to remain parked within twenty-five feet of an
874 intersection or a marked crosswalk at such intersection, or within
875 twenty-five feet of a stop sign caused to be erected by the traffic
876 authority in accordance with the provisions of section 14-301. No
877 vehicle shall be permitted to remain stationary upon the traveled
878 portion of any highway at any curve or turn or at the top of any grade
879 where a clear view of such vehicle may not be had from a distance of at
880 least one hundred [and] fifty feet in either direction. The
881 Commissioner of Transportation may post signs upon any highway at
882 any place where the keeping of a vehicle stationary is dangerous to
883 traffic, and the keeping of any vehicle stationary contrary to the
884 directions of such signs shall be a violation of this section. No vehicle
885 shall be permitted to remain stationary upon the traveled portion of
886 any highway within fifty feet of the point where another vehicle,
887 which had previously stopped, continues to remain stationary on the
888 opposite side of the traveled portion of the same highway. No vehicle
889 shall be permitted to remain stationary within the limits of a public
890 highway in such a manner as to constitute a traffic hazard or obstruct
891 the free movement of traffic thereon, provided a vehicle which has
892 become disabled to such an extent that it is impossible or impracticable
893 to remove it may be permitted to so remain for a reasonable time for
894 the purpose of making repairs thereto or of obtaining sufficient
895 assistance to remove it. Nothing in this section shall be construed to

896 apply to emergency vehicles and to maintenance vehicles displaying
897 flashing lights or to prohibit a vehicle from stopping, or being held
898 stationary by any officer, in an emergency to avoid accident or to give
899 a right-of-way to any vehicle or pedestrian as provided in this chapter,
900 or from stopping on any highway within the limits of an incorporated
901 city, town or borough where the parking of vehicles is regulated by
902 local ordinances. Violation of any provision of this section shall be an
903 infraction.

904 Sec. 19. Section 14-106b of the 2016 supplement to the general
905 statutes is repealed and the following is substituted in lieu thereof
906 (*Effective from passage*):

907 (a) Each self-propelled motor vehicle registered in this state
908 designed and manufactured with an odometer shall at all times while
909 operating on the highway be equipped with a properly functioning
910 odometer. Any person who violates any provision of this section shall
911 be issued a warning for defective equipment under the provisions of
912 subsection (c) of section 14-103.

913 (b) No person or his agent shall remove, turn back or change the
914 reading on the odometer of any motor vehicle required under the
915 provisions of subsection (a) of this section or subsection (a) of section
916 14-106a to be equipped with an odometer except in connection with
917 the repair of such odometer either while installed in or removed from
918 such motor vehicle and unless such person is licensed as a new car
919 dealer, used car dealer or general or limited repairer pursuant to
920 section 14-52. Each odometer repaired and each new or used odometer
921 installed in any motor vehicle required to be equipped with an
922 odometer shall display mileage at least equal to the mileage displayed
923 by the odometer in such motor vehicle immediately prior to such
924 repair or replacement.

925 (c) No person shall sell, offer for sale, use, install or cause to be
926 installed any device which causes the odometer in any motor vehicle
927 required under the provisions of subsection (a) of this section or

928 subsection (a) of section 14-106a to be so equipped to register any
929 mileage other than the true mileage driven. For purposes of this
930 section, the true mileage driven is that mileage driven by the vehicle as
931 registered by the odometer within the manufacturer's designed
932 tolerance.

933 (d) Any person violating the provisions of subsections (b) or (c) of
934 this section shall be guilty of committing a class A misdemeanor. Any
935 person violating the provisions of said subsections shall be liable for
936 damages equal to three times the amount of actual damage or one
937 thousand five hundred dollars, whichever is greater, court costs and
938 reasonable attorney's fees and shall pay a civil penalty of not more
939 than one thousand dollars for each violation. A violation of the
940 provisions of said subsections shall be deemed to be an unfair trade
941 practice within the provisions of chapter 735a. Any person licensed as
942 a new car dealer, used car dealer or general or limited repairer
943 pursuant to section 14-52 shall in addition to the penalties imposed by
944 this section be subject to the suspension or revocation of his license as
945 provided in section 14-64.

946 Sec. 20. Subdivision (82) of section 12-412 of the 2016 supplement to
947 the general statutes is repealed and the following is substituted in lieu
948 thereof (*Effective from passage*):

949 (82) (A) The sale of and the storage, use or other consumption of any
950 commercial motor vehicle, as defined in subparagraphs (A) and (B) of
951 subdivision [(15)] (16) of section 14-1, as amended by this act, that is
952 operating pursuant to the provisions of section 13b-88 or 13b-89,
953 during the period commencing upon its purchase and ending one year
954 after the date of purchase, provided seventy-five per cent of its
955 revenue from its days in service is derived from out-of-state trips or
956 trips crossing state lines.

957 (B) Each purchaser of a commercial motor vehicle exempt from tax
958 pursuant to the provisions of this subsection shall, in order to qualify
959 for said exemption, present to the retailer a certificate, in such form as

960 the commissioner may prescribe, certifying that seventy-five per cent
961 of such vehicle's revenue from its days in service will be derived from
962 out-of-state trips or trips crossing state lines. The purchaser of the
963 motor vehicle shall be liable for the tax otherwise imposed if, during
964 the period commencing upon its purchase and ending one year after
965 the date of purchase, seventy-five per cent of the vehicle's revenue
966 from its days in service is not derived from out-of-state trips or trips
967 crossing state lines.

968 Sec. 21. Subdivision (22) of section 42-133cc of the 2016 supplement
969 to the general statutes is repealed and the following is substituted in
970 lieu thereof (*Effective from passage*):

971 (22) Exercise a right of first refusal or other right to acquire a
972 franchise from a dealer unless the manufacturer or distributor:

973 (A) Notifies the dealer and the proposed transferee in writing that it
974 intends to exercise its right to acquire the franchise not later than sixty
975 days after the [manufacturer] manufacturer's or distributor's receipt of
976 a notice of the proposed transfer from the dealer or the proposed
977 transferee and all information and documents reasonably and
978 customarily required by the manufacturer supporting such proposed
979 transfer, as required pursuant to subdivision (11) of this section, and
980 the proposed transfer is not to (i) a child, spouse, grandchild, parent or
981 sibling, (ii) a current owner of the dealership that is the subject of the
982 transfer, (iii) a dealership manager employed continuously by the
983 dealer in the dealership for a period of not less than four years prior to
984 the date of the proposed transfer and who is otherwise qualified as a
985 dealer operator according to the usual standards of the manufacturer
986 or distributor, or (iv) a partnership, trust or corporation controlled by,
987 or for the benefit of, any of the types of individuals described in this
988 subparagraph. For the purpose of this subparagraph, the "proposed
989 transferee" means the person to whom the franchise would have been
990 transferred to, or was proposed to be transferred to, had the right of
991 first refusal or other right to acquire the franchise not been exercised
992 by the manufacturer or distributor;

993 (B) Will pay to the dealer the same or greater consideration as such
994 dealer has contracted to receive in connection with the proposed
995 transfer or sale of all or substantially all of the dealership assets, stock
996 or other ownership interest, including the purchase or lease of all real
997 property, leasehold or improvements related to the transfer or sale of
998 the dealership. Upon exercise of the right of first refusal or such other
999 right, the manufacturer or distributor shall have the right to assign the
1000 lease or to convey the real property;

1001 (C) Assumes all of the duties, obligations and liabilities contained in
1002 the agreements that were to be assumed by the proposed transferee
1003 and with respect to which the manufacturer or distributor exercised
1004 the right of first refusal or other right to acquire the franchise;

1005 (D) Reimburses the proposed transferee for all reasonable expenses
1006 incurred in evaluating, investigating, negotiating and pursuing the
1007 acquisition of the dealership prior to the [manufacturer]
1008 manufacturer's or distributor's exercise of its right of first refusal or
1009 other right to acquire the dealership. For purposes of this
1010 subparagraph, reasonable expenses include the usual and customary
1011 legal and accounting fees charged for similar work, as well as expenses
1012 associated with the evaluation and investigation of any real property
1013 on which the dealership is operated. The proposed transferee shall
1014 submit an itemized list of its expenses to the manufacturer or
1015 distributor not later than thirty days after the [manufacturer]
1016 manufacturer's or distributor's exercise of the right of first refusal or
1017 other right to acquire the motor vehicle franchise. The manufacturer or
1018 distributor shall reimburse the proposed transferee for its expenses not
1019 later than thirty days after receipt of the itemized list.

1020 Sec. 22. Subsections (c) and (d) of section 14-96q of the 2016
1021 supplement to the general statutes are repealed and the following is
1022 substituted in lieu thereof (*Effective from passage*):

1023 (c) A blue light or lights, including flashing blue lights, may be used
1024 on a motor vehicle operated by an active member of a volunteer fire

1025 department or company or an active member of an organized civil
1026 preparedness auxiliary fire company who has been issued a permit by
1027 the chief executive officer of such department or company to use such
1028 a light while on the way to or at the scene of a fire or other emergency
1029 requiring such member's services. Such permit shall be on a form
1030 provided by the commissioner and may be revoked by such chief
1031 executive officer or successor. The chief executive officer of each
1032 volunteer fire department or company or organized civil preparedness
1033 auxiliary fire company shall keep on file, on forms provided by
1034 the commissioner, the names and addresses of members who have
1035 been authorized to use flashing blue lights as provided in this
1036 subsection. Such listing shall also designate the registration number of
1037 the motor vehicle on which authorized flashing blue lights are to be
1038 used.

1039 (d) A green light or lights, including flashing green lights, may be
1040 used on a motor vehicle operated by an active member of a volunteer
1041 ambulance association or company who has been issued a permit by
1042 the chief executive officer of such association or company to use such a
1043 light, while on the way to or at the scene of an emergency requiring
1044 such member's services. Such permit shall be on a form provided by
1045 the commissioner and may be revoked by such chief executive officer
1046 or successor. The chief executive officer of each volunteer ambulance
1047 association or company shall keep on file, on forms provided by the
1048 commissioner, the names and addresses of members who have been
1049 authorized to use flashing green lights as provided in this subsection.
1050 Such listing shall also designate the registration number of the vehicle
1051 on which the authorized flashing green lights are to be used.

1052 Sec. 23. (NEW) (*Effective from passage*) (a) Commencing January 15,
1053 2017, and annually thereafter, the Department of Motor Vehicles shall
1054 submit a report, in accordance with the provisions of section 11-4a of
1055 the general statutes, to the joint standing committee of the General
1056 Assembly having cognizance of matters relating to the Department of
1057 Motor Vehicles. Such annual report shall (1) identify specific goals
1058 indicating acceptable waiting times at the main office and branch

1059 offices of the department, (2) summarize actions undertaken by the
1060 department in the previous year to achieve such goals, and (3) include
1061 a strategy to achieve or exceed such goals in the upcoming year. The
1062 joint standing committee may hold a public hearing on such report not
1063 later than thirty days after receipt of such report. The Commissioner of
1064 Motor Vehicles, or the commissioner's designee, shall testify at any
1065 such public hearing.

1066 (b) Commencing August 15, 2016, and monthly thereafter, the
1067 Department of Motor Vehicles shall submit a report, in accordance
1068 with the provisions of section 11-4a of the general statutes, to the joint
1069 standing committee of the General Assembly having cognizance of
1070 matters relating to the Department of Motor Vehicles on the length of
1071 waiting times at the main office and branch offices of the department.
1072 Such report shall include the following information for the month
1073 prior to the month in which the report is submitted: (1) For the main
1074 office and each branch office of the department that utilizes a
1075 numbered ticketing system, (A) the average time that elapses from the
1076 time a person receives a numbered ticket to the time such person
1077 receives customer service, (B) whether the average waiting time
1078 decreased or increased from the previous reporting period, and (C) the
1079 number of transactions conducted at such offices that could have been
1080 conducted on the Internet web site of the department; and (2) the
1081 number of transactions conducted on the Internet web site of the
1082 department.

1083 Sec. 24. Subsection (b) of section 14-41 of the general statutes is
1084 repealed and the following is substituted in lieu thereof (*Effective from*
1085 *passage*):

1086 (b) An original operator's license shall expire within a period not
1087 exceeding six years following the date of the operator's next birthday.
1088 The fee for such license shall be seventy-two dollars. The
1089 commissioner may authorize a contractor, including, but not limited
1090 to, an automobile club or association, licensed in accordance with the
1091 provisions of section 14-67 on or before July 1, 2007, or any office or

1092 department of a municipality, to issue duplicate licenses and identity
 1093 cards pursuant to section 14-50a, renew licenses, renew identity cards
 1094 issued pursuant to section 1-1h and conduct registration transactions
 1095 at its office facilities. The commissioner may authorize such
 1096 [automobile clubs or associations] contractors to charge a convenience
 1097 fee, which shall not exceed [three] five dollars, to each applicant for a
 1098 license or identity card renewal or duplication, or for a registration
 1099 transaction."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2016</i>	New section
Sec. 2	<i>July 1, 2016</i>	14-44a(c)
Sec. 3	<i>July 1, 2016</i>	14-52a(a)
Sec. 4	<i>July 1, 2016</i>	14-54
Sec. 5	<i>July 1, 2016</i>	14-61(b)
Sec. 6	<i>July 1, 2016</i>	14-227b(g)
Sec. 7	<i>July 1, 2016</i>	14-227b(j)
Sec. 8	<i>July 1, 2016</i>	14-275c(b)
Sec. 9	<i>October 1, 2016</i>	17a-696(a)
Sec. 10	<i>October 1, 2016</i>	53a-217b(b)
Sec. 11	<i>July 1, 2016</i>	14-15(b) and (c)
Sec. 12	<i>July 1, 2016</i>	New section
Sec. 13	<i>from passage</i>	14-1
Sec. 14	<i>from passage</i>	14-44(e)
Sec. 15	<i>October 1, 2016</i>	14-166
Sec. 16	<i>from passage</i>	13b-50p(c)
Sec. 17	<i>from passage</i>	14-293b(c)
Sec. 18	<i>from passage</i>	14-251
Sec. 19	<i>from passage</i>	14-106b
Sec. 20	<i>from passage</i>	12-412(82)
Sec. 21	<i>from passage</i>	42-133cc(22)
Sec. 22	<i>from passage</i>	14-96q(c) and (d)
Sec. 23	<i>from passage</i>	New section
Sec. 24	<i>from passage</i>	14-41(b)