



General Assembly

Amendment

February Session, 2018

LCO No. 5904



Offered by:

REP. GUERRERA, 29th Dist.

SEN. LEONE, 27th Dist.

SEN. BOUCHER, 26th Dist.

REP. CARNEY, 23rd Dist.

To: Subst. House Bill No. 5312

File No. 242

Cal. No. 175

**"AN ACT CONCERNING RECOMMENDATIONS BY THE
DEPARTMENT OF MOTOR VEHICLES REGARDING THE MOTOR
VEHICLE STATUTES."**

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- 1 In line 166, after "14-41," insert "as amended by this act,"
- 2 Strike sections 5, 6, 8, 15, 17 and 20 in their entirety and renumber
3 the remaining sections and internal references accordingly
- 4 After the last section, add the following and renumber sections and
5 internal references accordingly:
- 6 "Sec. 501. Section 14-180 of the general statutes is repealed and the
7 following is substituted in lieu thereof (*Effective July 1, 2018*):
- 8 [If a] A dealer who buys a motor vehicle and holds [it] such vehicle
9 for resale [and procures] shall complete, as the buyer, (1) the certificate
10 of title from the owner or the lienholder, or [submits] (2) a statement

11 on a form prescribed by the commissioner that the title of such vehicle
12 is lost or destroyed in accordance with subsection (a) of section 14-171.
13 [~~the dealer need not send the certificate to the commissioner but,~~
14 ~~upon] Upon transferring [~~the~~] such vehicle to another person other
15 than by the creation of a security interest, such dealer shall promptly
16 execute the assignment and warranty of title by a dealer, showing the
17 names and addresses of the transferee and of any lienholder holding a
18 security interest created or reserved at the time of the resale and the
19 date of such lienholder's security agreement, in the spaces provided
20 [~~therefor~~] on [~~the~~] such certificate or [~~as~~] on an ownership transfer
21 document approved by the commissioner, [~~prescribes,~~] and mail or
22 deliver [~~the~~] such certificate, or such statement and ownership transfer
23 document, to the commissioner with the transferee's application for a
24 new certificate. This section shall not apply to any motor vehicle that is
25 not required to have a certificate of title and for which the
26 commissioner has not issued a certificate of title.~~

27 Sec. 502. Subsection (c) of section 14-279 of the general statutes is
28 repealed and the following is substituted in lieu thereof (*Effective July*
29 *1, 2018*):

30 (c) Upon receipt of a written report from any school bus operator [or
31 an evidence file from a live digital video school bus violation detection
32 monitoring system, as defined in section 14-279a,] specifying the
33 license plate number, color and type of any vehicle observed by such
34 operator [or recorded by a camera affixed to such school bus] violating
35 any provision of subsection (a) of this section and the date,
36 approximate time and location of such violation, a police officer shall
37 issue a written warning or a summons to the owner of any such
38 vehicle. [A photographic or digital still or video image that clearly
39 shows the license plate number of a vehicle violating any provision of
40 subsection (a) of this section shall be sufficient proof of the identity of
41 such vehicle for purposes of subsection (b) of section 14-107.]

42 Sec. 503. Subsection (a) of section 14-279a of the general statutes is
43 repealed and the following is substituted in lieu thereof (*Effective July*

44 1, 2018):

45 (a) As used in [subsection (c) of section 14-279,] this section and
46 section 14-279b, as amended by this act, "live digital video school bus
47 violation detection monitoring system" or "monitoring system" means
48 a system with one or more camera sensors and computers that
49 produce live digital and recorded video images of motor vehicles
50 being operated in violation of section 14-279, as amended by this act.
51 [Such] A monitoring system shall produce a live visual image that is
52 viewable remotely and a recorded image of the license plate number of
53 a motor vehicle violating [said] section 14-279, as amended by this act.
54 Such recorded image shall indicate the date, time and location of the
55 violation.

56 Sec. 504. Subsections (a) and (b) of section 14-279b of the general
57 statutes are repealed and the following is substituted in lieu thereof
58 (*Effective July 1, 2018*):

59 (a) Whenever a violation of section 14-279, as amended by this act, is
60 detected and recorded by a live digital video school bus violation
61 detection monitoring system, a state or municipal police officer shall
62 review the evidence file which shall include two or more digital
63 photographs, recorded video or other recorded images and a signed
64 affidavit of a person who witnessed such violation live. If, after such
65 review, such officer determines that there are reasonable grounds to
66 believe that a violation of [said] section 14-279, as amended by this act
67 has occurred, such officer shall authorize the issuance of a summons
68 for such alleged violation. If such officer authorizes the issuance of a
69 summons for such alleged violation, the law enforcement agency shall,
70 not later than ten days after the alleged violation, mail a summons to
71 the registered owner of the motor vehicle together with a copy of two
72 or more digital photographs, recorded video or other recorded images
73 and a signed affidavit of a person who witnessed such violation live.

74 (b) As provided in subsection (b) of section 14-107, proof of the
75 registration number of the motor vehicle therein concerned shall be

76 prima facie evidence that the owner was the operator thereof, except
77 that, in the case of a leased or rented motor vehicle, such proof shall be
78 prima facie evidence that the lessee was the operator thereof. A
79 photographic or digital still or video image that clearly shows the
80 license plate number of a vehicle violating section 14-279, as amended
81 by this act, shall be sufficient proof of the identify of such vehicle for
82 purposes of subsection (b) of section 14-107.

83 Sec. 505. Subsection (a) of section 14-22 of the general statutes is
84 repealed and the following is substituted in lieu thereof (*Effective July*
85 *1, 2018*):

86 (a) A motor vehicle registration issued pursuant to this chapter shall
87 expire in accordance with schedules established by the commissioner.
88 If the expiration date of the registration of the motor vehicle, except the
89 registration of a motor vehicle used to transport passengers for hire,
90 falls on any day when offices of the commissioner are closed for
91 business, the registration shall be deemed valid for the operation of the
92 motor vehicle until midnight of the next day on which offices of the
93 commissioner are open for business. The commissioner shall prescribe
94 the date and manner of renewing registrations. Not less than [forty-
95 five] thirty days prior to the expiration of any valid registration, the
96 department shall send or transmit, in such manner as the
97 commissioner determines, an application for renewal to the registrant.
98 In the case of a motor vehicle registered to a leasing company licensed
99 pursuant to section 14-15, as amended by this act, the department may
100 send or transmit, in such manner as the commissioner determines, an
101 application for renewal of a leased vehicle to the lessee of such vehicle.
102 The commissioner shall not be required to send or transmit a
103 registrant's or lessee's application by mail if the United States Postal
104 Service has determined that mail is undeliverable to such person at the
105 address for such person that is in the records of the department. Except
106 for the processing of such application at an official emissions
107 inspection station as provided in subsection (b) of this section or by
108 telephone as provided in subsection (c) of this section, the
109 commissioner may require that the application be returned

110 electronically or by mail in order to be processed and approved, with
111 only such exceptions, on a hardship basis, as shall be established by
112 the commissioner in regulations adopted pursuant to chapter 54.

113 Sec. 506. Subsection (a) of section 14-111g of the general statutes is
114 repealed and the following is substituted in lieu thereof (*Effective July*
115 *1, 2018*):

116 (a) For the purposes of this subsection, "moving violation" means
117 any violation of subsection (c) of section 14-36 or section 14-36g, 14-
118 212d, 14-218a, 14-219, 14-222, 14-223, 14-230 to 14-249, inclusive, 14-
119 279, as amended by this act, 14-283, 14-289b, 14-296aa, 14-299, 14-300,
120 14-301, 14-302 or 14-303, and "suspension violation" means a violation
121 of section 14-222a, 14-224, 14-227a, 14-227m or 14-227n, or section 53a-
122 56b, 53a-57 or 53a-60d. The Commissioner of Motor Vehicles may
123 require any motor vehicle operator who is twenty-four years of age or
124 less, who has been convicted of a moving violation or a suspension
125 violation, or both, committed on two or more occasions to attend a
126 motor vehicle operator's retraining program. The commissioner may
127 require any motor vehicle operator over twenty-four years of age, who
128 has been convicted of a moving violation or a suspension violation or a
129 combination of said violations, committed on three or more occasions
130 to attend a motor vehicle operator's retraining program. The
131 commissioner shall require any motor vehicle operator convicted of
132 traveling more than seventy-five miles per hour or any person
133 operating a commercial motor vehicle convicted of traveling more than
134 sixty-five miles per hour in a highway work zone, as defined in section
135 14-212d, to attend a motor vehicle operator's retraining program. The
136 commissioner shall notify such operator, in writing, of such
137 requirement. A fee of not more than [sixty] eighty-five dollars shall be
138 charged for the retraining program. The commissioner, after notice
139 and opportunity for hearing, may suspend the motor vehicle
140 operator's license of any such operator who fails to attend or
141 successfully complete the program until the operator successfully
142 completes the program. The hearing shall be limited to any claim of
143 impossibility of the operator to attend the retraining program, or to a

144 determination of mistake or misidentification.

145 Sec. 507. Subsection (b) of section 14-41 of the 2018 supplement to
146 the general statutes is repealed and the following is substituted in lieu
147 thereof (*Effective July 1, 2018*):

148 (b) An original operator's license shall expire within a period not
149 exceeding six years following the date of the operator's next birthday.
150 The fee for such license shall be seventy-two dollars. The
151 commissioner may authorize a contractor, including, but not limited
152 to, an automobile club or association [] licensed in accordance with the
153 provisions of section 14-67 on or before July 1, 2007, or any
154 municipality, to issue duplicate licenses and identity cards pursuant to
155 section 14-50a, renew licenses, renew identity cards issued pursuant to
156 section 1-1h and conduct registration transactions at the office or
157 facilities of such contractors or municipalities. The commissioner may
158 authorize such contractors and municipalities to charge a convenience
159 fee, which shall not exceed [five] eight dollars, to each applicant for a
160 license or identity card renewal or duplication, or for a registration
161 transaction.

162 Sec. 508. Subsection (d) of section 51-56a of the 2018 supplement to
163 the general statutes is repealed and the following is substituted in lieu
164 thereof (*Effective October 1, 2018*):

165 (d) Each person who pays in any sum as a fine or forfeiture for any
166 violation of sections 14-218a, 14-219, 14-222, 14-223, 14-227a, 14-227m,
167 14-227n, sections 14-230 to 14-240, inclusive, sections 14-241 to 14-249,
168 inclusive, section 14-279 for the first offense, sections 14-289b, 14-299,
169 14-300, 14-300d, 14-301 to 14-303, inclusive, or any regulation adopted
170 under said sections or ordinance enacted in accordance with said
171 sections shall pay an additional fee of [fifteen] twenty dollars. The state
172 shall remit to the municipalities in which the violations occurred the
173 amounts paid under this subsection. Each clerk of the Superior Court
174 or the Chief Court Administrator, or any other official of the Superior
175 Court designated by the Chief Court Administrator, on or before the

176 thirtieth day of January, April, July and October in each year, shall
177 certify to the Comptroller the amount due for the previous quarter
178 under this subsection to each municipality served by the office of the
179 clerk or official.

180 Sec. 509. Subsections (t) to (aa), inclusive, of section 14-49 of the
181 general statutes are repealed and the following is substituted in lieu
182 thereof (*Effective July 1, 2018*):

183 (t) For the registration of each camper, the commissioner shall
184 charge a biennial fee [of sixty-two dollars. On and after July 1, 2011,
185 the fee shall be] seventy-five dollars. The commissioner shall refund
186 one-half of the registration fee for any camper registration [when the
187 number plate or plates and registration certificate are returned] if a
188 person cancels such registration with one year or more remaining until
189 the expiration of such registration and requests such refund prior to
190 the expiration of such registration.

191 (u) Repealed by P.A. 85-81.

192 (v) There shall be charged for each motor vehicle adult or youth
193 instruction permit or renewal thereof a fee of nineteen dollars. There
194 shall be charged for each motorcycle instruction permit or renewal
195 thereof a fee of sixteen dollars.

196 (w) In addition to the fee established for the issuance of motor
197 vehicle number plates and except as provided in subsection (a) of
198 section 14-21b and subsection (c) of section 14-253a, there shall be an
199 additional safety fee of five dollars charged at the time of issuance of
200 any reflectorized safety number plate or set of plates. All moneys
201 derived from said safety fee shall be deposited in the Special
202 Transportation Fund.

203 (x) For the registration of each high-mileage vehicle, the
204 commissioner shall charge a fee of [thirty-nine dollars for each year or
205 part thereof. On and after July 1, 2011, the fee shall be] forty-seven
206 dollars.

207 (y) For each special use registration for a period of thirty days or
208 less, the fee shall be twenty-one dollars.

209 (z) The commissioner shall assess a ten-dollar late fee for renewal of
210 a motor vehicle registration in the event a registrant fails to renew his
211 or her registration within five days after the expiration of such
212 registration, except that no such fee shall be assessed for the late
213 renewal of the registration, pursuant to subdivision (1) of subsection
214 (m) of this section, of (1) a trailer used exclusively for camping or any
215 other recreational purpose, or (2) a motor vehicle designed or
216 permanently altered in such a way as to provide living quarters for
217 travel or camping. Notwithstanding the provisions of this subsection,
218 if a registrant who is required to register a motor vehicle under section
219 14-34a fails to renew such registration not later than five days after the
220 expiration date of such registration, the commissioner shall assess a
221 late fee of one hundred fifty dollars.

222 (aa) The commissioner shall refund one-half of the registration fee
223 for any motor vehicle [when the number plate or plates and
224 registration certificate are returned on or after July 1, 2004,] if a person
225 cancels such registration with one year or more remaining until the
226 expiration of such registration and requests such refund prior to the
227 expiration of such registration.

228 Sec. 510. Subsection (e) of section 14-44 of the 2018 supplement to
229 the general statutes is repealed and the following is substituted in lieu
230 thereof (*Effective July 1, 2018*):

231 (e) (1) Prior to issuing an operator's license bearing a public
232 passenger endorsement pursuant to [subdivision (3) of] subsection (a)
233 of this section, the Commissioner of Motor Vehicles shall require each
234 applicant to submit to state and national criminal history records
235 checks, conducted in accordance with section 29-17a. The
236 Commissioner of Emergency Services and Public Protection shall
237 complete such state and national criminal history records checks
238 required pursuant to this section within sixty days of receiving such a

239 request for a check of such records. If notice of a state or national
240 criminal history record is received, the Commissioner of Motor
241 Vehicles may, subject to the provisions of section 46a-80, refuse to issue
242 an operator's license bearing such public passenger endorsement and,
243 in such case, shall immediately notify the applicant, in writing, of such
244 refusal. Each applicant for a public passenger endorsement to operate
245 a school bus or student transportation vehicle shall submit to a check
246 of the state child abuse and neglect registry established pursuant to
247 section 17a-101k. If notification that the applicant is listed as a
248 perpetrator of abuse on the state child abuse and neglect registry is
249 received, the Commissioner of Motor Vehicles may refuse to issue an
250 operator's license bearing such public passenger endorsement and, in
251 such case, shall immediately notify the applicant, in writing, of such
252 refusal. The Commissioner of Motor Vehicles shall not issue a
253 temporary operator's license bearing a public passenger endorsement
254 for operation of a school bus or student transportation vehicle.

255 (2) The fingerprints of an applicant for a public passenger
256 endorsement to operate a school bus may be captured electronically or
257 by other means in accordance with section 29-17a.

258 ~~[(2)]~~ (3) For the purposes of this subdivision, "certificate or permit
259 holder" means any person, association, limited liability company or
260 corporation that holds a certificate of public convenience and necessity
261 to operate a taxicab, as described in section 13b-97 or holds a permit to
262 operate a motor vehicle in livery service, as described in section 13b-
263 103. Any certificate or permit holder who seeks to employ a person
264 who has applied for a public passenger endorsement to operate a
265 taxicab or motor vehicle in livery service under subdivision ~~[(1)]~~ (3) of
266 ~~[this] subsection (a) of this section~~ may permit such person to operate a
267 taxicab or motor vehicle in livery service prior to the approval by the
268 Commissioner of Motor Vehicles of the application for such
269 endorsement, but in no event for a period longer than ninety days after
270 the date of application for such endorsement, provided such certificate
271 or permit holder determines such person meets the requirements to
272 operate a taxicab or motor vehicle in livery service set forth in

273 regulations adopted by the commissioner pursuant to subsection (f) of
274 this section. In making such determination, such certificate or permit
275 holder shall (A) conduct, or have a consumer reporting agency
276 regulated under the federal Fair Credit Reporting Act conduct, a local,
277 state and national criminal history records check, including a search of
278 state and national sexual offender registry databases, and (B) review
279 such person's driving history record maintained by the commissioner
280 and dated not more than seven days prior to the date of such review. A
281 person who is approved by a certificate or permit holder under this
282 subdivision shall carry and present, upon request, a copy of such
283 person's application to the commissioner and criminal history records
284 check when such person is operating a taxicab or motor vehicle in
285 livery service.

286 Sec. 511. Subsection (c) of section 14-147 of the general statutes is
287 repealed and the following is substituted in lieu thereof (*Effective*
288 *October 1, 2018*):

289 (c) No person shall use any motor vehicle registration or operator's
290 license other than the one issued to him by the commissioner, except as
291 provided in section 14-18; and no person shall use a motor vehicle
292 registration on any motor vehicle other than that for which such
293 registration has been issued. Any person who violates any provision of
294 this subsection shall be fined not more than [one] five hundred dollars
295 or imprisoned not more than thirty days or both.

296 Sec. 512. (*Effective from passage*) The Departments of Transportation
297 and Motor Vehicle and the Division of State Police within the
298 Department of Emergency Services and Public Protection shall, within
299 available appropriations, jointly (1) study the requirements of other
300 states located in the northeast region of the United States regarding the
301 transportation of a vehicle, combination of vehicle and trailer or
302 commercial vehicle combination, including each such vehicle's load,
303 which is greater than sixteen feet in length or commonly known as a
304 "superload", (2) review any reports published by the Northeast
305 Association of State Transportation Officials regarding the

306 harmonization of state truck permitting requirements and other
307 requirements applicable to the transport of such vehicles, and (3) make
308 recommendations for revisions to state law to ensure consistency with
309 other states in the northeast region. Not later than January 1, 2019, the
310 departments and division shall jointly submit, in accordance with
311 section 11-4a of the general statutes, the results of the study to the joint
312 standing committee of the General Assembly having cognizance of
313 matters relating to transportation.

314 Sec. 513. Section 14-240 of the general statutes is repealed and the
315 following is substituted in lieu thereof (*Effective October 1, 2018*):

316 (a) No [driver of] person operating a motor vehicle shall follow
317 another vehicle more closely than is reasonable and prudent, having
318 regard for the speed of such vehicles, the traffic upon and the
319 condition of the highway and weather conditions.

320 (b) No person operating a motor vehicle shall drive [a] such vehicle
321 in such proximity to another vehicle as to obstruct or impede traffic.

322 (c) Motor vehicles being driven upon any highway in a caravan
323 shall be so operated as to allow sufficient space between such vehicles
324 or combination of vehicles to enable any other vehicle to enter and
325 occupy such space without danger. The provisions of this subsection
326 shall not apply to funeral processions or to motor vehicles under
327 official escort or traveling under a special permit.

328 (d) [Violation of any of the provisions] Any person who violates any
329 provision of this section shall [be] have committed an infraction,
330 [provided] except that (1) any person operating a commercial vehicle
331 combination in violation of any such provision shall have committed a
332 violation and shall be fined not less than one hundred dollars nor more
333 than one hundred fifty dollars, or (2) if the violation results in a motor
334 vehicle accident, such person shall have committed a violation and
335 shall be fined not less than one hundred dollars nor more than two
336 hundred dollars."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>July 1, 2018</i>	14-180
Sec. 502	<i>July 1, 2018</i>	14-279(c)
Sec. 503	<i>July 1, 2018</i>	14-279a(a)
Sec. 504	<i>July 1, 2018</i>	14-279b(a) and (b)
Sec. 505	<i>July 1, 2018</i>	14-22(a)
Sec. 506	<i>July 1, 2018</i>	14-111g(a)
Sec. 507	<i>July 1, 2018</i>	14-41(b)
Sec. 508	<i>October 1, 2018</i>	51-56a(d)
Sec. 509	<i>July 1, 2018</i>	14-49(t) to (aa)
Sec. 510	<i>July 1, 2018</i>	14-44(e)
Sec. 511	<i>October 1, 2018</i>	14-147(c)
Sec. 512	<i>from passage</i>	New section
Sec. 513	<i>October 1, 2018</i>	14-240