



General Assembly

January Session, 2019

**Committee Bill No. 66**

LCO No. 3725



Referred to Committee on TRANSPORTATION

Introduced by:  
(TRA)

**AN ACT CONCERNING THE NONEMERGENCY TRANSPORTATION  
OF ELDERLY PERSONS AND PERSONS WITH DISABILITIES  
CONFINED TO A STRETCHER.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 13b-105 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2019*):

3 The Department of Transportation may, with or without hearing,  
4 issue temporary and permanent livery permits to applicants for the  
5 express purpose of providing reasonable livery service to persons who  
6 are elderly and persons with disabilities on regular or irregular routes  
7 where the department finds no existing service or that the existing  
8 service is not adequate to properly serve the special needs of persons  
9 who are elderly and persons with disabilities. Temporary authority  
10 shall not extend over a period of more than sixty days. In determining  
11 the special needs of persons who are elderly and persons with  
12 disabilities, the department may take into consideration the  
13 convenience and the physical and mental frailties of, and the care,  
14 safety and protection necessary for the best interest of, persons who  
15 are elderly, persons with disabilities and the general public. No

16 applicant shall be issued a temporary or permanent permit unless such  
17 applicant's motor vehicle meets the requirements of subsection (e) of  
18 section 14-100a, as amended by this act. [Applicants who were issued a  
19 temporary or permanent permit prior to October 1, 2007, shall comply  
20 with the requirements of subsection (e) of section 14-100a not later  
21 than October 1, 2007.] A temporary or permanent livery permit holder  
22 may use a stretcher van to transport a person who is elderly and a  
23 person with disabilities who requires nonemergency transportation on  
24 a stretcher but who does not require medical services during transport,  
25 provided (1) such person obtains and provides to such livery permit  
26 holder, prior to such transport, a written statement from such person's  
27 primary care provider, as defined in section 19a-7o, that such person  
28 may be transported in a stretcher van, and (2) such livery permit  
29 holder has received training in the lifting, moving and transport of a  
30 person on a stretcher that is equivalent to such training provided to  
31 emergency medical services personnel, as defined in section 19a-180b.  
32 For the purposes of this section, "stretcher van" means a van designed  
33 and equipped to provide the nonemergency transportation of persons  
34 on a stretcher.

35 Sec. 2. Subsection (e) of section 14-100a of the general statutes is  
36 repealed and the following is substituted in lieu thereof (*Effective*  
37 *October 1, 2019*):

38 (e) (1) Any person who transports an individual who remains in a  
39 wheelchair while being transferred into and out of a vehicle, in any  
40 motor vehicle on the highways of this state, and any livery permit  
41 holder who transports an individual who remains on a stretcher while  
42 being transferred into and out of a stretcher van, as defined in section  
43 13b-105, as amended by this act, shall provide and require the use of a  
44 device designed to secure [individuals in wheelchairs] an individual in  
45 a wheelchair or stretcher, as the case may be, while transferring such  
46 [individuals] individual from the ground to the vehicle and from the  
47 time the motor vehicle is brought to a stop until such [individuals are]  
48 individual is transferred from the vehicle to the ground. Such device

49 shall be located in the motor vehicle or stretcher van, as the case may  
50 be, at all times. The Commissioner of Motor Vehicles may, after  
51 consultation with the [Departments] Commissioners of Transportation  
52 and Public Health, establish regulations to implement the provisions of  
53 this section and sections 13b-105, as amended by this act, and 14-102a,  
54 subsection (d) of section 14-103, subsection (a) of section 14-275 and  
55 subsection (a) of section 19a-180.

56 (2) Any livery permit holder who transports an individual who  
57 remains on a stretcher while being transported in a stretcher van shall,  
58 in addition to the requirements of subdivision (1) of this subsection,  
59 ensure that an attendant, in addition to the livery permit holder,  
60 accompany such individual during transport. For the purposes of this  
61 subdivision, "attendant" means a person trained in the lifting, moving  
62 and transport of a person on a stretcher that is equivalent to such  
63 training provided to emergency medical services personnel, as defined  
64 in section 19a-180b.

65 ~~[(2)]~~ (3) The following motor vehicles registered in this state for the  
66 first time on or after October 1, 2007, that transport individuals who  
67 remain in wheelchairs while being transported, shall, in addition to the  
68 requirements of subdivision (1) of this subsection, install or provide  
69 and require the use of a device that secures the wheelchair to the motor  
70 vehicle's mechanical lift or otherwise prevents or seeks to prevent an  
71 individual in a wheelchair from falling from such mechanical lift or  
72 motor vehicle: (A) Motor vehicles in livery service, as defined in  
73 section 13b-101, (B) service buses, as defined in section 14-1, (C) invalid  
74 coaches, as defined in subdivision (11) of section 19a-175, (D) vanpool  
75 vehicles, as defined in section 14-1, (E) school buses, as defined in  
76 section 14-1, (F) motor buses, as defined in section 14-1, (G) student  
77 transportation vehicles, as defined in section 14-212, and (H) camp  
78 vehicles, as defined in section 14-1. The provisions of this subsection,  
79 except the provisions concerning livery permit holders, shall also  
80 apply to all motor vehicles used by municipal, volunteer and  
81 commercial ambulance services and rescue services, as defined in

82 section 19a-175.

83 [(3)] (4) Violation of any provision of this subsection is an infraction.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	13b-105
Sec. 2	<i>October 1, 2019</i>	14-100a(e)

**Statement of Purpose:**

To allow temporary and permanent livery permit holders to use stretcher vans to transport elderly persons and persons with disabilities who must be transported on a stretcher.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*

Co-Sponsors: SEN. OSTEN, 19th Dist.

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