



General Assembly

February Session, 2022

**Raised Bill No. 333**

LCO No. 1653



Referred to Committee on TRANSPORTATION

Introduced by:  
(TRA)

**AN ACT CONCERNING RECOMMENDATIONS BY THE DEPARTMENT OF MOTOR VEHICLES.**

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

1 Section 1. Section 14-46e of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2022*):

3 (a) The commissioner shall give due consideration to any  
4 recommendations of the board and to any reports, records or opinions  
5 submitted pursuant to sections 14-46a to 14-46g, inclusive, but such  
6 recommendations, reports, records or opinions shall be merely advisory  
7 and not binding on the commissioner.

8 (b) The commissioner may authorize a person whose license is  
9 withdrawn under sections 14-46a to 14-46g, inclusive, to operate a motor  
10 vehicle on a limited basis provided the following conditions are met: (1)  
11 The commissioner, after [a hearing held in accordance with chapter 54]  
12 consultation with the board, determines that such person does not have  
13 a health problem that affects such person's ability to safely operate a  
14 motor vehicle and has ordered that such person submit to and pass a  
15 road skills test as a condition of license reinstatement; and (2) such

16 operation occurs only while the person is under the instruction of and  
17 accompanied by a driving instructor licensed under section 14-73, or is  
18 in a vehicle with a motor vehicle testing agent who is administering a  
19 road skills test. Any person aggrieved by the decision of the  
20 commissioner to deny such person the operation of a motor vehicle on  
21 a limited basis shall be afforded an opportunity for a hearing in  
22 accordance with the provisions of chapter 54.

23 (c) Any person who is the subject of any inquiry under sections 14-  
24 46a to 14-46g, inclusive, who refuses to submit to a physical examination  
25 or provide other information requested by the commissioner or board  
26 shall be considered unfit to operate a motor vehicle until he or she  
27 complies with such request.

28 Sec. 2. Subsection (b) of section 14-52 of the 2022 supplement to the  
29 general statutes is repealed and the following is substituted in lieu  
30 thereof (*Effective July 1, 2022*):

31 (b) (1) Except as provided in subsection (c) of this section, each  
32 applicant for a repairer's [or a limited repairer's] license shall furnish a  
33 surety bond in the amount of [five] fifty thousand dollars.

34 (2) Except as provided in subsection (c) of this section, each applicant  
35 for a limited repairer's license shall furnish a surety bond in the amount  
36 of ten thousand dollars.

37 [(2)] (3) Except as provided in subsection (c) of this section, each  
38 applicant for a new car dealer's or a used car dealer's license shall  
39 furnish a surety bond in the amount of [fifty] sixty thousand dollars.

40 [(3)] (4) Each applicant for a leasing or rental license issued pursuant  
41 to section 14-15, who is engaged in the leasing or renting of motor  
42 vehicles for periods of thirty days or more, shall furnish a surety bond  
43 in the amount of [ten] fifteen thousand dollars.

44 [(4)] (5) Each such bond required under subdivisions (1) to [(3)] (4),  
45 inclusive, of this subsection shall be conditioned upon the applicant or  
46 licensee complying with the provisions of any state or federal law or

47 regulation relating to the conduct of such business and provided as  
48 indemnity for any loss sustained by any customer by reason of any acts  
49 of the licensee constituting grounds for suspension or revocation of the  
50 license or such licensee going out of business. Each surety bond shall be  
51 executed in the name of the state of Connecticut for the benefit of any  
52 aggrieved customer, but the penalty of the bond shall not be invoked  
53 except upon order of the commissioner after a hearing held before said  
54 commissioner in accordance with the provisions of chapter 54. For  
55 purposes of this subdivision, "customer" does not include (A) any  
56 person, firm or corporation that finances a licensed dealer's motor  
57 vehicle inventory, or (B) any licensed dealer, in such person's capacity  
58 as a dealer, who buys motor vehicles from or sells motor vehicles to  
59 another licensed dealer.

60 [(5)] (6) The commissioner shall assess an administrative fee of two  
61 hundred dollars against any licensee for failing to provide proof of bond  
62 renewal or replacement on or before the date of the expiration of the  
63 existing bond. Such fee shall be in addition to the license suspension or  
64 revocation penalties and the civil penalties to which the licensee is  
65 subject pursuant to section 14-64.

66 Sec. 3. Subsection (a) of section 14-52a of the 2022 supplement to the  
67 general statutes is repealed and the following is substituted in lieu  
68 thereof (*Effective July 1, 2022*):

69 (a) The commissioner may, after notice and hearing, refuse to grant  
70 or renew a license to a person, firm or corporation to engage in the  
71 business of selling or repairing motor vehicles pursuant to the  
72 provisions of section 14-52, as amended by this act, if the applicant for,  
73 or holder of, such a license, or an officer or major stockholder, if the  
74 applicant or licensee is a firm or corporation, has been found liable in a  
75 civil action for odometer fraud or operating a dealer, repairer or motor  
76 vehicle recycler business without a license, convicted of a violation of  
77 any provision of laws pertaining to the business of a motor vehicle  
78 dealer or repairer, including a motor vehicle recycler, or convicted of  
79 any violation of any provision of laws involving fraud, larceny or

80 deprivation or misappropriation of property, in the courts of the United  
81 States or any state. Each applicant for such a license shall be  
82 fingerprinted and submit to state and national criminal history records  
83 checks, conducted in accordance with section 29-17a, [and based on the  
84 applicant's name and date of birth,] not more than thirty days before  
85 such application is made and provide the results of such records [check]  
86 checks to the Department of Motor Vehicles. The commissioner may  
87 require a person, firm or corporation to submit its application  
88 electronically. Upon renewal of such license, a licensee shall make full  
89 disclosure of any such civil judgment or conviction under penalty of  
90 false statement.

91 Sec. 4. Section 14-69 of the 2022 supplement to the general statutes is  
92 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
93 *2022*):

94 (a) No person shall engage in the business of conducting a drivers'  
95 school without being licensed by the Commissioner of Motor Vehicles.  
96 An application for a license shall be in writing and shall contain such  
97 information as the commissioner requires. Each applicant for a license  
98 shall be fingerprinted before such application is approved. The  
99 commissioner shall subject each applicant for a license to state and  
100 national criminal history records checks conducted in accordance with  
101 section 29-17a, and a check of the state child abuse and neglect registry  
102 established pursuant to section 17a-101k. If any such applicant has a  
103 criminal record or is listed on the state child abuse and neglect registry,  
104 the commissioner shall make a determination of whether to issue a  
105 license to conduct a drivers' school in accordance with the standards and  
106 procedures set forth in section 14-44 and the regulations adopted  
107 pursuant to said section. If the application is approved, the applicant  
108 shall be granted a license upon the payment of a fee of seven hundred  
109 dollars and [a deposit with the commissioner of a bond of a] submission  
110 of a surety bond from a surety company authorized to do business in  
111 this state, conditioned [on] upon the faithful performance by the  
112 applicant of any contract to furnish instruction, [in either case] in such  
113 amount as the commissioner may require. [, such] Such surety bond [to]

114 shall be held by the commissioner to satisfy any execution issued against  
115 such school in a cause arising out of failure of such school to perform  
116 such contract. For each additional place of business of such school, the  
117 commissioner shall charge a fee of one hundred seventy-six dollars,  
118 except if the licensee opens an additional place of business with one year  
119 or less remaining on the term of its license, the commissioner shall  
120 charge a fee of eighty-eight dollars for each such additional place of  
121 business for the year, or any part thereof, remaining on the term of such  
122 license. No license or surety bond shall be required in the case of any  
123 board of education, or any public, private or parochial school, which  
124 conducts a course in driver education established in accordance with  
125 sections 14-36e and 14-36f. A license so issued shall be valid for two  
126 years. The commissioner shall issue a license certificate or certificates to  
127 each licensee, one of which shall be displayed in each place of business  
128 of the licensee. In case of the loss, mutilation or destruction of a license  
129 certificate, the commissioner shall issue a duplicate license certificate to  
130 the licensee upon proof of the facts and the payment of a fee of twenty  
131 dollars.

132 (b) The biennial fee for the renewal of a license shall be seven hundred  
133 dollars and the biennial renewal fee for each additional place of business  
134 shall be one hundred seventy-six dollars, except if the licensee opens an  
135 additional place of business with one year or less remaining on the term  
136 of its license, the commissioner shall charge a fee of eighty-eight dollars  
137 for each such additional place of business for the year, or any part  
138 thereof, remaining on the term of such license. If the commissioner has  
139 not received a complete renewal application and all applicable renewal  
140 fees on or before the expiration date of an applicant's license, the  
141 commissioner shall charge such applicant, in addition to such renewal  
142 fees, a late fee of seven hundred dollars. Upon the expiration date of a  
143 license, the licensee shall cease to conduct business until such time as  
144 the licensee's application for renewal is approved by the commissioner.  
145 The commissioner shall not renew any license under this section that  
146 has expired for more than sixty days.

147 (c) Any person who engages in the business of conducting a drivers'

148 school without being licensed in accordance with this section shall be  
149 guilty of a class B misdemeanor.

150 Sec. 5. Section 14-73 of the 2022 supplement to the general statutes is  
151 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
152 *2022*):

153 (a) No person shall be employed by [any such school licensee] a  
154 drivers' school to give instruction in driving a motor vehicle unless such  
155 person is licensed to act as an instructor or master instructor by the  
156 commissioner.

157 (b) Application for an instructor's license or a master instructor's  
158 license shall be in writing and shall contain such information as the  
159 commissioner requires. Each applicant for a license shall be  
160 fingerprinted and shall furnish evidence satisfactory to the  
161 commissioner that such applicant: (1) [is] is of good moral character  
162 considering such person's state and national criminal history records  
163 checks conducted in accordance with section 29-17a, and record, if any,  
164 on the state child abuse and neglect registry established pursuant to  
165 section 17a-101k. If any applicant for a license or the renewal of a license  
166 has a criminal record or is listed on the state child abuse and neglect  
167 registry, the commissioner shall make a determination of whether to  
168 issue or renew an instructor's license or master instructor's license in  
169 accordance with the standards and procedures set forth in section 14-44  
170 and the regulations adopted pursuant to said section; (2) has held a  
171 license to drive a motor vehicle for the past [four] five consecutive years  
172 and has a driving record satisfactory to the commissioner, including no  
173 record of a conviction or administrative license suspension for a drug or  
174 alcohol-related offense during such [four-year] five-year period; (3) has  
175 [had a recent medical] passed a physical examination, administered not  
176 more than ninety days prior to the date of application, by a physician,  
177 physician assistant or an advanced practice registered nurse licensed to  
178 practice within the state and the physician, physician assistant or  
179 advanced practice registered nurse certifies that the applicant is  
180 physically fit to operate a motor vehicle and [instruct] provide

181 instruction in driving; (4) has received a high school diploma or has an  
182 equivalent academic education; and (5) has completed an instructor  
183 training course of forty-five clock hours given by a school or agency  
184 approved by the commissioner, except that any such course given by an  
185 institution under the jurisdiction of the board of trustees of the  
186 Connecticut State University System shall be approved by the  
187 commissioner and the State Board of Education. During the period of  
188 licensure, an instructor shall notify the commissioner, within forty-eight  
189 hours, of an arrest or conviction for a misdemeanor or felony, or an  
190 arrest, conviction or administrative license suspension for a drug or  
191 alcohol-related offense. Upon such notification, the commissioner may  
192 suspend, revoke or withdraw the instructor's license or master  
193 instructor's license pursuant to the provisions of section 14-79, as  
194 amended by this act.

195 (c) The commissioner may deny the application of any person for an  
196 instructor's license or a master instructor's license if [he] the  
197 commissioner determines that the applicant has made a material false  
198 statement or concealed a material fact in connection with his or her  
199 application for the instructor's license or master instructor's license.

200 (d) The commissioner shall conduct such written, oral and practical  
201 examinations, as [he] the commissioner deems necessary, to determine  
202 whether an applicant has sufficient skill in the operation of motor  
203 vehicles to ensure their safe operation, a satisfactory knowledge of the  
204 motor vehicle laws and the ability to impart such skill and knowledge  
205 to others. If the applicant successfully completes the examinations and  
206 meets all other requirements of this section, the commissioner shall issue  
207 an instructor's license or a master instructor's license, as the case may  
208 be, to such applicant. The license shall be valid for use only in  
209 connection with a drivers' school or schools licensed pursuant to section  
210 14-69. If the applicant fails the examination, such applicant may apply  
211 for reexamination after five days. The license and the license renewal  
212 shall be valid for two years.

213 (e) The licensee shall be reexamined periodically in accordance with

214 standards specified in regulations adopted under section 14-78.

215 (f) The commissioner may establish, by regulations adopted in  
216 accordance with the provisions of chapter 54, standards and procedures  
217 for the training and licensing of master instructors who are qualified to  
218 train driving instructors. [The provisions of subsection (b) of this section  
219 and section 14-74 shall apply to master instructors.]

220 (g) The fee for an instructor's license, or for any renewal thereof, shall  
221 be one hundred dollars. The fee for a master instructor's license, or for  
222 any renewal thereof, shall be two hundred dollars. If the commissioner  
223 has not received a complete renewal application and fee on or before the  
224 expiration date of an applicant's license, such applicant shall be charged,  
225 in addition to the renewal fee, a late fee in an amount equal to the fee  
226 for such applicant's license. The commissioner shall not renew an  
227 instructor's license or a master instructor's license that has expired for  
228 more than sixty days.

229 (h) Any person who is not licensed in accordance with this section  
230 shall be guilty of a class B misdemeanor if such person: (1) Engages in  
231 the business of providing, for compensation, instruction in driving a  
232 motor vehicle; or (2) is employed by a drivers' school to give instruction  
233 in driving a motor vehicle.

234 Sec. 6. Section 14-74 of the general statutes is repealed and the  
235 following is substituted in lieu thereof (*Effective July 1, 2022*):

236 The commissioner may suspend, revoke or refuse to renew any  
237 instructor's license or master instructor's license if: (1) The licensee has  
238 made a material false statement or concealed a material fact in  
239 connection with [his] the licensee's application for the license or any  
240 renewal thereof; (2) the licensee has failed to comply with any of the  
241 provisions of this part or any of the regulations adopted by the  
242 commissioner, in accordance with the provisions of chapter 54,  
243 pursuant to this part; or (3) the licensee has been guilty of fraud or  
244 fraudulent practices in relation to securing for [himself] the licensee or  
245 another person a license to drive a motor vehicle.



246 Sec. 7. Section 14-79 of the general statutes is repealed and the  
247 following is substituted in lieu thereof (*Effective July 1, 2022*):

248 [The] (a) Except as provided in subsection (b) of this section, the  
249 Commissioner of Motor Vehicles may, after notice and opportunity for  
250 a hearing, in accordance with the provisions of chapter 54, suspend, [or]  
251 revoke or withdraw the license or licenses of any licensee or impose a  
252 civil penalty of not more than one thousand dollars for each violation  
253 on any person or firm that violates any provision of this part. In addition  
254 to, or in lieu of, the imposition of any penalty authorized by this section,  
255 the commissioner may order any such licensee to make restitution to  
256 any aggrieved customer.

257 (b) If the commissioner determines that an imminent threat to public  
258 safety or welfare exists by reason of a licensee's continued possession of  
259 an instructor's license or a master instructor's license, the commissioner  
260 shall suspend, revoke or withdraw such license and schedule a hearing,  
261 in accordance with the provisions of chapter 54, not later than twenty  
262 days after the date of such suspension, revocation or withdrawal.

263 Sec. 8. Subsection (h) of section 14-227b of the 2022 supplement to the  
264 general statutes, as amended by section 118 of public act 21-1 of the June  
265 special session, is repealed and the following is substituted in lieu  
266 thereof (*Effective July 1, 2022*):

267 (h) If, after a hearing under subdivision (2) of subsection (g) of this  
268 section, the commissioner finds in the negative on any one of the issues  
269 specified in subparagraph (A), (B), (C) or (D) of said subdivision, the  
270 commissioner shall reinstate such license or operating privilege. If, after  
271 a hearing under subdivision (3) of subsection (g) of this section, the  
272 commissioner finds in the negative on any one of the issues specified in  
273 subparagraph (A), (B), (C) or (D) of said subdivision, the commissioner  
274 shall reinstate such license or operating privilege. If, after such hearing  
275 under subdivision (2) or (3) of subsection (g) of this section, the  
276 commissioner does not find on any one of said issues in the negative or  
277 if such person fails to appear at such hearing, the commissioner shall  
278 affirm the suspension contained in the suspension notice for the

279 appropriate period specified in subsection (i) of this section. The  
280 commissioner shall render a decision at the conclusion of such hearing  
281 and send a notice of the decision by bulk certified mail or by personal  
282 delivery, as defined in section 4-166, to such person. The notice of such  
283 decision sent by bulk certified mail or by personal delivery to the  
284 address of such person as shown by the records of the commissioner  
285 shall be sufficient notice to such person that such person's operator's  
286 license or operating privilege is reinstated or suspended, as the case may  
287 be. A notice of the decision shall only be transmitted by personal  
288 delivery if the operator has consented, in writing, to such personal  
289 delivery.

290 Sec. 9. Section 14-270c of the general statutes is repealed and the  
291 following is substituted in lieu thereof (*Effective July 1, 2022*):

292 (a) The Commissioner of Motor Vehicles [shall] may, in the  
293 commissioner's discretion, staff [,] and [shall] coordinate the coverage  
294 and hours of operation of [,] the official weighing areas as follows:

295 (1) Greenwich: Eight work shifts in each seven-day period from  
296 Sunday through Saturday. No such shifts shall be worked  
297 consecutively, except that two shifts may be worked consecutively on  
298 not more than three days;

299 (2) Danbury: The Department of Motor Vehicles [shall] may staff six  
300 work shifts in each seven-day period from Sunday through Saturday.  
301 The Commissioner of Motor Vehicles [shall, whenever possible,] may  
302 coordinate coverage between this official weighing area and the official  
303 weighing area in Greenwich in order to ensure concurrent coverage;

304 (3) Union: Between five and eight work shifts in each seven-day  
305 period from Sunday through Saturday; and

306 (4) Portable scale locations: The Commissioner of Emergency Services  
307 and Public Protection shall assign troopers to work ten shifts in each  
308 seven-day period from Sunday through Saturday to conduct  
309 commercial motor vehicle enforcement throughout the four

310 geographical areas established by the Commissioner of Motor Vehicles  
311 with concentration in areas that have fewer hours of operation for the  
312 permanent weighing areas.

313 (b) The Commissioner of Motor Vehicles [shall] may adjust the work  
314 shifts required in subsection (a) of this section on a daily basis in order  
315 to effectuate an unpredictable schedule.

316 (c) The Commissioner of Motor Vehicles may assign personnel to the  
317 permanent weighing areas in Waterford and Middletown or to the  
318 portable scale operations.

319 (d) The Commissioner of Emergency Services and Public Protection,  
320 in consultation with the Commissioner of Motor Vehicles, shall assign  
321 one trooper to each weighing area working shift in each seven-day  
322 period from Sunday through Saturday to enforce laws relative to the  
323 safe movement of all vehicles on the highways of the state.

324 (e) In addition to the weighing area commercial motor vehicle  
325 enforcement activities, the Department of Emergency Services and  
326 Public Protection shall perform roaming commercial motor vehicle  
327 enforcement on the highways of the state and such work shall be  
328 assigned to troopers trained in commercial motor vehicle enforcement.

329 Sec. 10. Section 14-282 of the general statutes is repealed and the  
330 following is substituted in lieu thereof (*Effective July 1, 2022*):

331 (a) Any person who is the owner or becomes the owner of a motor  
332 vehicle formerly used as a school bus who discontinues the use of such  
333 vehicle for the transportation of school children as stated in sections 14-  
334 275 and 14-280 shall cause the same to be painted another color, readily  
335 distinguishable from "National School Bus Chrome". [On and after July  
336 1, 1990, each such motor vehicle ten years old or older shall be presented  
337 for inspection every two years at any Department of Motor Vehicles  
338 office.]

339 (b) Violation of any provision of this section shall be an infraction.

340 Sec. 11. Subsection (a) of section 14-227b of the 2022 supplement to  
 341 the general statutes, as amended by section 118 of public act 21-1 of the  
 342 June special session, is repealed and the following is substituted in lieu  
 343 thereof (*Effective July 1, 2022*):

344 (a) Any person who operates a motor vehicle in this state shall be  
 345 deemed to have given such person's consent to: (1) A chemical test of  
 346 such person's blood, breath or urine; and (2) a nontestimonial portion of  
 347 a drug influence evaluation conducted by a drug recognition expert. If  
 348 such person is a minor, such person's parent or parents or guardian shall  
 349 also be deemed to have given their consent for such test or evaluation.  
 350 As used in this section, "motor vehicle" includes a snowmobile and all-  
 351 terrain vehicle, as such terms are defined in section 14-379.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2022</i>	14-46e
Sec. 2	<i>July 1, 2022</i>	14-52(b)
Sec. 3	<i>July 1, 2022</i>	14-52a(a)
Sec. 4	<i>July 1, 2022</i>	14-69
Sec. 5	<i>July 1, 2022</i>	14-73
Sec. 6	<i>July 1, 2022</i>	14-74
Sec. 7	<i>July 1, 2022</i>	14-79
Sec. 8	<i>July 1, 2022</i>	14-227b(h)
Sec. 9	<i>July 1, 2022</i>	14-270c
Sec. 10	<i>July 1, 2022</i>	14-282
Sec. 11	<i>July 1, 2022</i>	14-227b(a)

**Statement of Purpose:**

To implement the recommendations of the Department of Motor Vehicles.

*[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.]*