



General Assembly

**Amendment**

February Session, 2008

LCO No. 5212

\* SB0029805212SDO\*

Offered by:  
SEN. DEFRONZO, 6<sup>th</sup> Dist.

To: Subst. Senate Bill No. 298      File No. 161      Cal. No. 157

**"AN ACT CONCERNING THE PENALTY FOR FAILURE TO REMOVE SNOW AND ICE FROM MOTOR VEHICLES."**

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

3      "Section 1. Section 14-1 of the 2008 supplement to the general  
4      statutes is repealed and the following is substituted in lieu thereof  
5      (*Effective October 1, 2008*):

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

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

13      (2) "Agricultural tractor" means a tractor or other form of

14 nonmuscular motive power used for transporting, hauling, plowing,  
15 cultivating, planting, harvesting, reaping or other agricultural  
16 purposes on any farm or other private property, or used for the  
17 purpose of transporting, from one farm to another, agricultural  
18 implements and farm products, provided the agricultural tractor is not  
19 used on any highway for transporting a pay load or for some other  
20 commercial purpose;

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

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

29 (5) "Authorized emergency vehicle" means (A) a fire department  
30 vehicle, (B) a police vehicle, or (C) a public service company or  
31 municipal department ambulance or emergency vehicle designated or  
32 authorized for use as an authorized emergency vehicle by the  
33 commissioner;

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

37 (7) "Bulb" means a light source consisting of a glass bulb containing  
38 a filament or substance capable of being electrically maintained at  
39 incandescence;

40 (8) "Camp trailer" includes any trailer designed for living or  
41 sleeping purposes and used exclusively for camping or recreational  
42 purposes;

43 (9) "Camp trailer registration" means the type of registration issued

44 to any trailer that is for nonbusiness use and is limited to camp trailers  
45 and utility trailers;

46 (10) "Camp vehicle" means any motor vehicle that is regularly used  
47 to transport persons under eighteen years of age in connection with the  
48 activities of any youth camp, as defined in section 19a-420 of the 2008  
49 supplement to the general statutes;

50 [(9)] (11) "Camper" means any motor vehicle designed or  
51 permanently altered in such a way as to provide temporary living  
52 quarters for travel, camping or recreational purposes;

53 [(10)] (12) "Combination registration" means the type of registration  
54 issued to a motor vehicle used for both private passenger and  
55 commercial purposes if such vehicle does not have a gross vehicle  
56 weight rating in excess of twelve thousand five hundred pounds;

57 [(11)] (13) "Commercial driver's license" or "CDL" means a license  
58 issued to an individual in accordance with the provisions of sections  
59 14-44a to 14-44m, inclusive, which authorizes such individual to drive  
60 a commercial motor vehicle;

61 [(12)] (14) "Commercial driver's license information system" or  
62 "CDLIS" means the national database of holders of commercial driver's  
63 licenses established by the Federal Motor Carrier Safety  
64 Administration pursuant to Section 12007 of the Commercial Motor  
65 Vehicle Safety Act of 1986;

66 [(13)] (15) "Commercial motor vehicle" means a vehicle designed or  
67 used to transport passengers or property, except a vehicle used for  
68 farming purposes in accordance with 49 CFR 383.3(d), fire fighting  
69 apparatus or an emergency vehicle, as defined in section 14-283, or a  
70 recreational vehicle in private use, which (A) has a gross vehicle  
71 weight rating of twenty-six thousand and one pounds or more, or a  
72 gross combination weight rating of twenty-six thousand and one  
73 pounds or more, inclusive of a towed unit or units with a gross vehicle  
74 weight rating of more than ten thousand pounds; (B) is designed to

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

82 [(14)] (16) "Commercial registration" means the type of registration  
83 required for any motor vehicle designed or used to transport  
84 merchandise, freight or persons in connection with any business  
85 enterprise, unless a more specific type of registration is authorized and  
86 issued by the commissioner for such class of vehicle;

87 [(15)] (17) "Commercial trailer" means a trailer used in the conduct  
88 of a business to transport freight, materials or equipment whether or  
89 not permanently affixed to the bed of the trailer;

90 (18) "Commercial trailer registration" means the type of registration  
91 issued to any commercial trailer;

92 [(16)] (19) "Commissioner" includes the Commissioner of Motor  
93 Vehicles and any assistant to the Commissioner of Motor Vehicles who  
94 is designated and authorized by, and who is acting for, the  
95 Commissioner of Motor Vehicles under a designation; except that the  
96 deputy commissioners of motor vehicles and the Attorney General are  
97 deemed, unless the Commissioner of Motor Vehicles otherwise  
98 provides, to be designated and authorized by, and acting for, the  
99 Commissioner of Motor Vehicles under a designation;

100 [(17)] (20) "Controlled substance" has the same meaning as in section  
101 21a-240 and the federal laws and regulations incorporated in chapter  
102 420b;

103 [(18)] (21) "Conviction" means an unvacated adjudication of guilt, or  
104 a determination that a person has violated or failed to comply with the  
105 law in a court of original jurisdiction or an authorized administrative

106 tribunal, an unvacated forfeiture of bail or collateral deposited to  
107 secure the person's appearance in court, the payment of a fine or court  
108 cost, or violation of a condition of release without bail, regardless of  
109 whether or not the penalty is rebated, suspended or probated;

110 [(19)] (22) "Dealer" includes any person actively engaged in buying,  
111 selling or exchanging motor vehicles or trailers who has an established  
112 place of business in this state and who may, incidental to such  
113 business, repair motor vehicles or trailers, or cause them to be repaired  
114 by persons in his or her employ;

115 [(20)] (23) "Disqualification" means a withdrawal of the privilege to  
116 drive a commercial motor vehicle, which occurs as a result of (A) any  
117 suspension, revocation, or cancellation by the commissioner of the  
118 privilege to operate a motor vehicle; (B) a determination by the Federal  
119 Highway Administration, under the rules of practice for motor carrier  
120 safety contained in 49 CFR 386, as amended, that a person is no longer  
121 qualified to operate a commercial motor vehicle under the standards of  
122 49 CFR 391, as amended; or (C) the loss of qualification which follows  
123 any of the convictions or administrative actions specified in section 14-  
124 44k of the 2008 supplement to the general statutes;

125 [(21)] (24) "Drive" means to drive, operate or be in physical control  
126 of a motor vehicle, including a motor vehicle being towed by another;

127 [(22)] (25) "Driver" means any person who drives, operates or is in  
128 physical control of a commercial motor vehicle, or who is required to  
129 hold a commercial driver's license;

130 [(23)] (26) "Driver's license" or "operator's license" means a valid  
131 Connecticut motor vehicle operator's license or a license issued by  
132 another state or foreign jurisdiction authorizing the holder thereof to  
133 operate a motor vehicle on the highways;

134 [(24)] (27) "Employee" means any operator of a commercial motor  
135 vehicle, including full-time, regularly employed drivers, casual,  
136 intermittent or occasional drivers, drivers under contract and

137 independent owner-operator contractors, who, while in the course of  
138 operating a commercial motor vehicle, are either directly employed by,  
139 or are under contract to, an employer;

140 [(25)] (28) "Employer" means any person, including the United  
141 States, a state or any political subdivision thereof, who owns or leases  
142 a commercial motor vehicle, or assigns a person to drive a commercial  
143 motor vehicle;

144 [(26)] (29) "Farm implement" means a vehicle designed and adapted  
145 exclusively for agricultural, horticultural or livestock-raising  
146 operations and which is not operated on a highway for transporting a  
147 pay load or for any other commercial purpose;

148 [(27)] (30) "Felony" means any offense as defined in section 53a-25  
149 and includes any offense designated as a felony under federal law;

150 [(28)] (31) "Fatality" means the death of a person as a result of a  
151 motor vehicle accident;

152 [(29)] (32) "Foreign jurisdiction" means any jurisdiction other than a  
153 state of the United States;

154 [(30)] (33) "Fuels" means (A) all products commonly or  
155 commercially known or sold as gasoline, including casinghead and  
156 absorption or natural gasoline, regardless of their classification or uses,  
157 (B) any liquid prepared, advertised, offered for sale or sold for use, or  
158 commonly and commercially used, as a fuel in internal combustion  
159 engines, which, when subjected to distillation in accordance with the  
160 standard method of test for distillation of gasoline, naphtha, kerosene  
161 and similar petroleum products by "American Society for Testing  
162 Materials Method D-86", shows not less than ten per cent distilled  
163 (recovered) below 347 Fahrenheit (175 Centigrade) and not less than  
164 ninety-five per cent distilled (recovered) below 464 Fahrenheit (240  
165 Centigrade); provided the term "fuels" shall not include commercial  
166 solvents or naphthas which distill, by "American Society for Testing  
167 Materials Method D-86", not more than nine per cent at 176 Fahrenheit

168 and which have a distillation range of 150 Fahrenheit, or less, or  
169 liquefied gases which would not exist as liquids at a temperature of 60  
170 Fahrenheit and a pressure of 14.7 pounds per square inch absolute,  
171 and (C) any liquid commonly referred to as "gasohol" which is  
172 prepared, advertised, offered for sale or sold for use, or commonly and  
173 commercially used, as a fuel in internal combustion engines, consisting  
174 of a blend of gasoline and a minimum of ten per cent by volume of  
175 ethyl or methyl alcohol;

176 [(31)] (34) "Garage" includes every place of business where motor  
177 vehicles are, for compensation, received for housing, storage or repair;

178 [(32)] (35) "Gross vehicle weight rating" or "GVWR" means the value  
179 specified by the manufacturer as the maximum loaded weight of a  
180 single or a combination (articulated) vehicle. The GVWR of a  
181 combination (articulated) vehicle commonly referred to as the "gross  
182 combination weight rating" or GCWR is the GVWR of the power unit  
183 plus the GVWR of the towed unit or units;

184 [(33)] (36) "Gross weight" means the light weight of a vehicle plus  
185 the weight of any load on the vehicle, provided, in the case of a tractor-  
186 trailer unit, "gross weight" means the light weight of the tractor plus  
187 the light weight of the trailer or semitrailer plus the weight of the load  
188 on the vehicle;

189 [(34)] (37) "Hazardous materials" has the same meaning as in 49 CFR  
190 383.5;

191 [(35)] (38) "Head lamp" means a lighting device affixed to the front  
192 of a motor vehicle projecting a high intensity beam which lights the  
193 road in front of the vehicle so that it can proceed safely during the  
194 hours of darkness;

195 [(36)] (39) "High-mileage vehicle" means a motor vehicle having the  
196 following characteristics: (A) Not less than three wheels in contact with  
197 the ground; (B) a completely enclosed seat on which the driver sits; (C)  
198 a single or two cylinder, gasoline or diesel engine or an electric-

199 powered engine; and (D) efficient fuel consumption;

200 [(37)] (40) "Highway" includes any state or other public highway,  
201 road, street, avenue, alley, driveway, parkway or place, under the  
202 control of the state or any political subdivision of the state, dedicated,  
203 appropriated or opened to public travel or other use;

204 [(38)] (41) "Imminent hazard" means the existence of a condition that  
205 presents a substantial likelihood that death, serious illness, severe  
206 personal injury or a substantial endangerment to health, property, or  
207 the environment may occur before the reasonably foreseeable  
208 completion date of a formal proceeding begun to lessen the risk of that  
209 death, illness, injury or endangerment;

210 [(39)] (42) "Intersecting highway" includes any public highway  
211 which joins another at an angle whether or not it crosses the other;

212 [(40)] (43) "Light weight" means the weight of an unloaded motor  
213 vehicle as ordinarily equipped and ready for use, exclusive of the  
214 weight of the operator of the motor vehicle;

215 [(41)] (44) "Limited access highway" means a state highway so  
216 designated under the provisions of section 13b-27;

217 [(42)] (45) "Local authorities" includes the board of aldermen,  
218 common council, chief of police, warden and burgesses, board of  
219 selectmen or other officials having authority for the enactment or  
220 enforcement of traffic regulations within their respective towns, cities  
221 or boroughs;

222 [(43)] (46) "Maintenance vehicle" means any vehicle in use by the  
223 state or by any town, city, borough or district, any state bridge or  
224 parkway authority or any public service company, as defined in  
225 section 16-1 of the 2008 supplement to the general statutes, in the  
226 maintenance of public highways or bridges and facilities located  
227 within the limits of public highways or bridges;

228 [(44)] (47) "Manufacturer" means (A) a person, whether a resident or



229 nonresident, engaged in the business of constructing or assembling  
230 new motor vehicles of a type required to be registered by the  
231 commissioner, for operation upon any highway, except a utility trailer,  
232 which are offered for sale in this state, or (B) a person who distributes  
233 new motor vehicles to new car dealers licensed in this state;

234 [(45)] (48) "Median divider" means an intervening space or physical  
235 barrier or clearly indicated dividing section separating traffic lanes  
236 provided for vehicles proceeding in opposite directions;

237 [(46)] (49) "Modified antique motor vehicle" means a motor vehicle  
238 twenty years old or older which has been modified for safe road use,  
239 including, but not limited to, modifications to the drive train,  
240 suspension, braking system and safety or comfort apparatus;

241 [(47)] (50) "Motor bus" includes any motor vehicle, except a taxicab,  
242 as defined in section 13b-95, operated in whole or in part on any street  
243 or highway in a manner affording a means of transportation by  
244 indiscriminately receiving or discharging passengers, or running on a  
245 regular route or over any portion of a regular route or between fixed  
246 termini;

247 [(48)] (51) "Motor home" means a vehicular unit designed to provide  
248 living quarters and necessary amenities which are built into an integral  
249 part of, or permanently attached to, a truck or van chassis;

250 [(49)] "Motorcycle" means a motor vehicle, with or without a side car,  
251 having not more than three wheels in contact with the ground and a  
252 saddle or seat on which the rider sits or a platform on which the rider  
253 stands and includes bicycles having a motor attached, except bicycles  
254 propelled by means of a helper motor as defined in section 14-286, but  
255 does not include a vehicle having or designed to have a completely  
256 enclosed driver's seat and a motor which is not in the enclosed area;]

257 (52) "Motor-driven cycle" means any motorcycle, motor scooter, or  
258 bicycle with attached motor with a seat height of not less than twenty-  
259 six inches and a motor that produces five brake horsepower or less;

260 [(50)] (53) "Motor vehicle" means any vehicle propelled or drawn by  
261 any nonmuscular power, except aircraft, motor boats, road rollers,  
262 baggage trucks used about railroad stations or other mass transit  
263 facilities, electric battery-operated wheel chairs when operated by  
264 physically handicapped persons at speeds not exceeding fifteen miles  
265 per hour, golf carts operated on highways solely for the purpose of  
266 crossing from one part of the golf course to another, golf-cart-type  
267 vehicles operated on roads or highways on the grounds of state  
268 institutions by state employees, agricultural tractors, farm implements,  
269 such vehicles as run only on rails or tracks, self-propelled snow plows,  
270 snow blowers and lawn mowers, when used for the purposes for  
271 which they were designed and operated at speeds not exceeding four  
272 miles per hour, whether or not the operator rides on or walks behind  
273 such equipment, bicycles with helper motors as defined in section 14-  
274 286, as amended by this act, special mobile equipment as defined in  
275 subsection (i) of section 14-165, as amended by this act, mini-  
276 motorcycles, as defined in section 14-289j of the 2008 supplement to the  
277 general statutes, and any other vehicle not suitable for operation on a  
278 highway;

279 (54) "Motorcycle" means a motor vehicle, with or without a side car,  
280 having not more than three wheels in contact with the ground and a  
281 saddle or seat on which the rider sits or a platform on which the rider  
282 stands, but does not include a motor-driven cycle, as defined in this  
283 section, or a vehicle having or designed to have a completely enclosed  
284 driver's seat and a motor which is not in the enclosed area;

285 [(51)] (55) "National Driver Registry" or "NDR" means the licensing  
286 information system and database operated by the National Highway  
287 Traffic Safety Administration and established pursuant to the National  
288 Driver Registry Act of 1982, as amended;

289 [(52)] (56) "New motor vehicle" means a motor vehicle, the equitable  
290 or legal title to which has never been transferred by a manufacturer,  
291 distributor or dealer to an ultimate consumer;

292 [(53)] (57) "Nonresident" means any person whose legal residence is  
293 in a state other than Connecticut or in a foreign country;

294 [(54)] (58) "Nonresident commercial driver's license" or "nonresident  
295 CDL" means a commercial driver's license issued by a state to an  
296 individual who resides in a foreign jurisdiction;

297 [(55)] (59) "Nonskid device" means any device applied to the tires,  
298 wheels, axles or frame of a motor vehicle for the purpose of increasing  
299 the traction of the motor vehicle;

300 [(56)] (60) "Number plate" means any sign or marker furnished by  
301 the commissioner on which is displayed the registration number  
302 assigned to a motor vehicle by the commissioner;

303 [(57)] (61) "Officer" includes any constable, state marshal, inspector  
304 of motor vehicles, state policeman or other official authorized to make  
305 arrests or to serve process, provided the officer is in uniform or  
306 displays the officer's badge of office in a conspicuous place when  
307 making an arrest;

308 [(58)] (62) "Operator" means any person who operates a motor  
309 vehicle or who steers or directs the course of a motor vehicle being  
310 towed by another motor vehicle and includes a driver as defined in  
311 subdivision [(22)] (25) of this section;

312 [(59)] (63) "Out-of-service order" means a temporary prohibition  
313 against driving a commercial motor vehicle or any other vehicle  
314 subject to the federal motor carrier safety regulations enforced by the  
315 commissioner pursuant to the commissioner's authority under section  
316 14-8;

317 [(60)] (64) "Owner" means any person holding title to a motor  
318 vehicle, or having the legal right to register the same, including  
319 purchasers under conditional bills of sale;

320 [(61)] (65) "Parked vehicle" means a motor vehicle in a stationary  
321 position within the limits of a public highway;

322 [(62)] (66) "Passenger and commercial motor vehicle" means a motor  
323 vehicle used for private passenger and commercial purposes which is  
324 eligible for combination registration;

325 [(63)] (67) "Passenger motor vehicle" means a motor vehicle used for  
326 the private transportation of persons and their personal belongings,  
327 designed to carry occupants in comfort and safety, with a capacity of  
328 carrying not more than ten passengers including the operator thereof;

329 [(64)] (68) "Passenger registration" means the type of registration  
330 issued to a passenger motor vehicle unless a more specific type of  
331 registration is authorized and issued by the commissioner for such  
332 class of vehicle;

333 [(65)] (69) "Person" includes any individual, corporation, limited  
334 liability company, association, copartnership, company, firm, business  
335 trust or other aggregation of individuals but does not include the state  
336 or any political subdivision thereof, unless the context clearly states or  
337 requires;

338 [(66)] (70) "Pick-up truck" means a motor vehicle with an enclosed  
339 forward passenger compartment and an open rearward compartment  
340 used for the transportation of property;

341 [(67)] (71) "Pneumatic tires" means tires inflated or inflatable with  
342 air;

343 [(68)] (72) "Pole trailer" means a trailer which is (A) intended for  
344 transporting long or irregularly shaped loads such as poles, logs, pipes  
345 or structural members, which loads are capable of sustaining  
346 themselves as beams between supporting connections, and (B)  
347 designed to be drawn by a motor vehicle and attached or secured  
348 directly to the motor vehicle by any means including a reach, pole or  
349 boom;

350 [(69)] (73) "Recreational vehicle" includes the camper, camp trailer  
351 and motor home classes of vehicles;

352 [(70)] (74) "Registration" includes the certificate of motor vehicle  
353 registration and the number plate or plates used in connection with  
354 such registration;

355 [(71)] (75) "Registration number" means the identifying number or  
356 letters, or both, assigned by the commissioner to a motor vehicle;

357 [(72)] (76) "Resident", for the purpose of registering motor vehicles,  
358 includes any person [having a place of residence in] who is a legal  
359 resident of this state, [occupied by] as the commissioner may presume  
360 from the fact that such person occupies a place of dwelling in this state  
361 for more than six months in a year, or any person, firm or corporation  
362 owning or leasing a motor vehicle used or operated in intrastate  
363 business in this state, or a firm or corporation having its principal  
364 office or place of business in this state;

365 [(73)] (77) "School bus" means any school bus, as defined in section  
366 14-275 of the 2008 supplement to the general statutes, including a  
367 commercial motor vehicle used to transport preschool, elementary  
368 school or secondary school students from home to school, from school  
369 to home, or to and from school-sponsored events, but does not include  
370 a bus used as a common carrier;

371 [(74)] (78) "Second" violation or "subsequent" violation means an  
372 offense committed not more than three years after the date of an arrest  
373 which resulted in a previous conviction for a violation of the same  
374 statutory provision, except in the case of a violation of section 14-215 of  
375 the 2008 supplement to the general statutes or 14-224 or subsection (a)  
376 of section 14-227a, "second" violation or "subsequent" violation means  
377 an offense committed not more than ten years after the date of an  
378 arrest which resulted in a previous conviction for a violation of the  
379 same statutory provision;

380 [(75)] (79) "Semitrailer" means any trailer type vehicle designed and  
381 used in conjunction with a motor vehicle so that some part of its own  
382 weight and load rests on or is carried by another vehicle;

383        [(76)] (80) "Serious traffic violation" means a conviction of any of the  
384 following offenses: (A) Speeding in excess of fifteen miles per hour or  
385 more over the posted speed limit, in violation of section 14-218a or 14-  
386 219; (B) reckless driving in violation of section 14-222; (C) following too  
387 closely in violation of section 14-240 or 14-240a; (D) improper or erratic  
388 lane changes, in violation of section 14-236; (E) driving a commercial  
389 motor vehicle without a valid commercial driver's license in violation  
390 of section 14-36a of the 2008 supplement to the general statutes, as  
391 amended by this act, or 14-44a; (F) failure to carry a commercial  
392 driver's license in violation of section 14-44a; (G) failure to have the  
393 proper class of license or endorsement, or violation of a license  
394 restriction in violation of section 14-44a; or (H) arising in connection  
395 with an accident related to the operation of a commercial motor  
396 vehicle and which resulted in a fatality;

397        [(77)] (81) "Service bus" includes any vehicle except a vanpool  
398 vehicle or a school bus designed and regularly used to carry ten or  
399 more passengers when used in private service for the transportation of  
400 persons without charge to the individual;

401        [(78)] (82) "Service car" means any motor vehicle used by a  
402 manufacturer, dealer or repairer for emergency motor vehicle repairs  
403 on the highways of this state, for towing or for the transportation of  
404 necessary persons, tools and materials to and from the scene of such  
405 emergency repairs or towing;

406        [(79)] (83) "Shoulder" means that portion of a highway immediately  
407 adjacent and contiguous to the travel lanes or main traveled portion of  
408 the roadway;

409        [(80)] (84) "Solid tires" means tires of rubber, or other elastic material  
410 approved by the Commissioner of Transportation, which do not  
411 depend on confined air for the support of the load;

412        [(81)] (85) "Spot lamp" or "spot light" means a lighting device  
413 projecting a high intensity beam, the direction of which can be readily  
414 controlled for special or emergency lighting as distinguished from

415 ordinary road illumination;

416 [(82)] (86) "State" means any state of the United States and the  
417 District of Columbia unless the context indicates a more specific  
418 reference to the state of Connecticut;

419 [(83)] (87) "Stop" means complete cessation of movement;

420 (88) "Student" means any person under the age of twenty-one years  
421 who is attending a preprimary, primary or secondary school program  
422 of education;

423 [(84)] (89) "Tail lamp" means a lighting device affixed to the rear of  
424 a motor vehicle showing a red light to the rear and indicating the  
425 presence of the motor vehicle when viewed from behind;

426 [(85)] (90) "Tank vehicle" means any commercial motor vehicle  
427 designed to transport any liquid or gaseous material within a tank that  
428 is either permanently or temporarily attached to the vehicle or its  
429 chassis which shall include, but not be limited to, a cargo tank and  
430 portable tank, as defined in 49 CFR 383.5, as amended, provided it  
431 shall not include a portable tank with a rated capacity not to exceed  
432 one thousand gallons;

433 [(86)] (91) "Tractor" or "truck tractor" means a motor vehicle  
434 designed and used for drawing a semitrailer;

435 [(87)] (92) "Tractor-trailer unit" means a combination of a tractor and  
436 a trailer or a combination of a tractor and a semitrailer;

437 [(88)] (93) "Trailer" means any rubber-tired vehicle without motive  
438 power drawn or propelled by a motor vehicle;

439 [(89)] (94) "Truck" means a motor vehicle designed, used or  
440 maintained primarily for the transportation of property;

441 [(90)] (95) "Ultimate consumer" means, with respect to a motor  
442 vehicle, the first person, other than a dealer, who in good faith

443 purchases the motor vehicle for purposes other than resale;

444 [(91)] (96) "United States" means the fifty states and the District of  
445 Columbia;

446 [(92)] (97) "Used motor vehicle" includes any motor vehicle which  
447 has been previously separately registered by an ultimate consumer;

448 [(93)] (98) "Utility trailer" means a trailer designed and used to  
449 transport personal property, materials or equipment, whether or not  
450 permanently affixed to the bed of the trailer, with a manufacturer's  
451 GVWR of ten thousand pounds or less;

452 [(94)] (99) "Vanpool vehicle" includes all motor vehicles, the primary  
453 purpose of which is the daily transportation, on a prearranged  
454 nonprofit basis, of individuals between home and work, and which:  
455 (A) If owned by or leased to a person, or to an employee of the person,  
456 or to an employee of a local, state or federal government unit or agency  
457 located in Connecticut, are manufactured and equipped in such  
458 manner as to provide a seating capacity of at least seven but not more  
459 than fifteen individuals, or (B) if owned by or leased to a regional ride-  
460 sharing organization in the state recognized by the Commissioner of  
461 Transportation, are manufactured and equipped in such manner as to  
462 provide a seating capacity of at least six but not more than nineteen  
463 individuals;

464 [(95)] (100) "Vehicle" includes any device suitable for the  
465 conveyance, drawing or other transportation of persons or property,  
466 whether operated on wheels, runners, a cushion of air or by any other  
467 means. The term does not include devices propelled or drawn by  
468 human power or devices used exclusively on tracks;

469 [(96)] (101) "Vehicle identification number" or "VIN" means a series  
470 of Arabic numbers and Roman letters that is assigned to each new  
471 motor vehicle that is manufactured within or imported into the United  
472 States, in accordance with the provisions of 49 CFR 565, unless another  
473 sequence of numbers and letters has been assigned to a motor vehicle



474 by the commissioner, in accordance with the provisions of section 14-  
475 149;

476 [(97)] (102) "Wrecker" means a vehicle which is registered, designed,  
477 equipped and used for the purposes of towing or transporting  
478 wrecked or disabled motor vehicles for compensation or for related  
479 purposes by a person, firm or corporation licensed in accordance with  
480 the provisions of subpart (D) of part III of this chapter or a vehicle  
481 contracted for the consensual towing or transporting of one or more  
482 motor vehicles to or from a place of sale, purchase, salvage or repair. [;]

483 [(98) "Camp vehicle" means any motor vehicle that is regularly used  
484 to transport persons under eighteen years of age in connection with the  
485 activities of any youth camp, as defined in section 19a-420.]

486 Sec. 2. Section 14-212 of the general statutes is repealed and the  
487 following is substituted in lieu thereof (*Effective October 1, 2008*):

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

492 (1) The following terms shall be construed as they are defined in  
493 section 14-1 of the 2008 supplement to the general statutes, as amended  
494 by this act: "Authorized emergency vehicle", "commissioner", "driver",  
495 "fuels", "gross weight", "head lamp", "high-mileage vehicle",  
496 "highway", "light weight", "limited access highway", "maintenance  
497 vehicle", "motor bus", "motorcycle", "motor vehicle registration",  
498 "nonresident", "nonskid device", "number plate", "officer", "operator",  
499 "owner", "passenger motor vehicle", "passenger and commercial motor  
500 vehicle", "person", "pneumatic tires", "pole trailer", "registration",  
501 "registration number", "second offense", "semitrailer", "shoulder",  
502 "solid tires", "stop", "subsequent offense", "tail lamp", "tractor", "tractor-  
503 trailer unit", "trailer", "truck" and "vanpool vehicle";

504 (2) "Carrier" means (A) any local or regional school district, any

505 educational institution providing elementary or secondary education  
506 or any person, firm or corporation under contract to such district or  
507 institution engaged in the business of transporting school children; (B)  
508 any person, firm or corporation providing transportation for  
509 compensation exclusively to persons under the age of twenty-one  
510 years; or (C) any corporation, institution or nonprofit organization  
511 providing transportation as an ancillary service primarily to persons  
512 under the age of eighteen years;

513 (3) "Curb" includes the boundary of the traveled portion of any  
514 highway, whether or not the boundary is marked by a curbstone;

515 (4) "Intersection" means the area embraced within the prolongation  
516 of the lateral curb lines of two or more highways which join one  
517 another at an angle, whether or not one of the highways crosses the  
518 other;

519 (5) "Motor vehicle" includes all vehicles used on the public  
520 highways;

521 (6) "Parking area" means lots, areas or other accommodations for the  
522 parking of motor vehicles off the street or highway and open to public  
523 use with or without charge;

524 (7) "Rotary" or "roundabout" means a physical barrier legally placed  
525 or constructed at an intersection to cause traffic to move in a circuitous  
526 course;

527 (8) "Student" means any person under the age of twenty-one years  
528 who is attending a preprimary, primary or secondary school program  
529 of education;

530 [(8)] (9) "Student transportation vehicle" means any motor vehicle  
531 other than a registered school bus used by a carrier for the  
532 transportation of students, including children requiring special  
533 education; and

534 [(9)] (10) "Vehicle" is synonymous with "motor vehicle".

535 Sec. 3. Section 14-10 of the 2008 supplement to the general statutes is  
536 repealed and the following is substituted in lieu thereof (*Effective*  
537 *October 1, 2008*):

538 (a) For the purposes of this section:

539 (1) "Disclose" means to engage in any practice or conduct to make  
540 available and make known, by any means of communication, personal  
541 information or highly restricted personal information contained in a  
542 motor vehicle record pertaining to an individual to any other  
543 individual, organization or entity;

544 (2) "Motor vehicle record" means any record that pertains to an  
545 operator's license, learner's permit, identity card, registration,  
546 certificate of title or any other document issued by the Department of  
547 Motor Vehicles;

548 (3) "Personal information" means information that identifies an  
549 individual and includes an individual's photograph or computerized  
550 image, Social Security number, operator's license number, name,  
551 address other than the zip code, telephone number, or medical or  
552 disability information, but does not include information on motor  
553 vehicle accidents or violations, or information relative to the status of  
554 an operator's license, registration or insurance coverage;

555 (4) "Highly restricted personal information" means an individual's  
556 photograph or computerized image, Social Security number or medical  
557 or disability information; and

558 (5) "Express consent" means an affirmative agreement given by the  
559 individual who is the subject of personal information that specifically  
560 grants permission to the department to release such information to the  
561 requesting party. Such agreement shall (A) be in writing or such other  
562 form as the commissioner may determine in regulations adopted in  
563 accordance with the provisions of chapter 54, and (B) specify a  
564 procedure for the individual to withdraw such consent, as provided in  
565 regulations adopted in accordance with the provisions of chapter 54.

566 (b) A number shall be assigned to each motor vehicle registration  
567 and operator's license and a record of all applications for motor vehicle  
568 registrations and operators' licenses issued shall be kept by the  
569 commissioner at the main office of the Department of Motor Vehicles.

570 (c) (1) All records of the Department of Motor Vehicles pertaining to  
571 the application for registration, and the registration, of motor vehicles  
572 of the current or previous three years shall be maintained by the  
573 commissioner at the main office of the department. Any such records  
574 over three years old may be destroyed at the discretion of the  
575 commissioner. (2) Before disclosing personal information pertaining to  
576 an applicant or registrant from such motor vehicle records or allowing  
577 the inspection of any such record containing such personal information  
578 in the course of any transaction conducted at such main office, the  
579 commissioner shall ascertain whether such disclosure is authorized  
580 under subsection (f) of this section, and require the person or entity  
581 making the request to (A) complete an application that shall be on a  
582 form prescribed by the commissioner, and (B) provide two forms of  
583 acceptable identification. An attorney-at-law admitted to practice in  
584 this state may provide his or her juris number to the commissioner in  
585 lieu of the requirements of subparagraph (B) of this subdivision. The  
586 commissioner may disclose such personal information or permit the  
587 inspection of such record containing such information only if such  
588 disclosure is authorized under subsection (f) of this section.

589 (d) The commissioner may disclose personal information from a  
590 motor vehicle record pertaining to an operator's license or a driving  
591 history or permit the inspection or copying of any such record or  
592 history containing such information in the course of any transaction  
593 conducted at the main office of the department only if such disclosure  
594 is authorized under subsection (f) of this section. Any such records  
595 over five years old may be destroyed at the discretion of the  
596 commissioner.

597 (e) In the event (1) a federal court judge, federal court magistrate or  
598 judge of the Superior Court, Appellate Court or Supreme Court of the

599 state, (2) a member of a municipal police department or a member of  
600 the Division of State Police within the Department of Public Safety, (3)  
601 an employee of the Department of Correction, (4) an attorney-at-law  
602 who represents or has represented the state in a criminal prosecution,  
603 (5) a member or employee of the Board of Pardons and Paroles, (6) a  
604 judicial branch employee regularly engaged in court-ordered  
605 enforcement or investigatory activities, (7) a federal law enforcement  
606 officer who works and resides in this state, or (8) a state referee under  
607 section 52-434, submits a written request and furnishes such  
608 individual's business address to the commissioner, such business  
609 address only shall be disclosed or available for public inspection to the  
610 extent authorized by this section.

611 (f) The commissioner may disclose personal information from a  
612 motor vehicle record to:

613 (1) Any federal, state or local government agency in carrying out its  
614 functions or to any individual or entity acting on behalf of any such  
615 agency, or

616 (2) Any individual, organization or entity that signs and files with  
617 the commissioner, under penalty of false statement as provided in  
618 section 53a-157b, a statement on a form approved by the  
619 commissioner, together with such supporting documentation or  
620 information as the commissioner may require, that such information  
621 will be used for any of the following purposes:

622 (A) In connection with matters of motor vehicle or driver safety and  
623 theft, motor vehicle emissions, motor vehicle product alterations,  
624 recalls or advisories, performance monitoring of motor vehicles and  
625 dealers by motor vehicle manufacturers, motor vehicle market research  
626 activities including survey research, motor vehicle product and service  
627 communications and removal of nonowner records from the original  
628 owner records of motor vehicle manufacturers to implement the  
629 provisions of the federal Automobile Information Disclosure Act, 15  
630 USC 1231 et seq., the Clean Air Act, 42 USC 7401 et seq., and 49 USC

631 Chapters 301, 305 and 321 to 331, inclusive, as amended from time to  
632 time, and any provision of the general statutes enacted to attain  
633 compliance with said federal provisions;

634 (B) In the normal course of business by the requesting party, but  
635 only to confirm the accuracy of personal information submitted by the  
636 individual to the requesting party;

637 (C) In connection with any civil, criminal, administrative or arbitral  
638 proceeding in any court or government agency or before any self-  
639 regulatory body, including the service of process, an investigation in  
640 anticipation of litigation by an attorney-at-law or any individual acting  
641 on behalf of an attorney-at-law and the execution or enforcement of  
642 judgments and orders, or pursuant to an order of any court provided  
643 the requesting party is a party in interest to such proceeding;

644 (D) In connection with matters of motor vehicle or driver safety and  
645 theft, motor vehicle emissions, motor vehicle product alterations,  
646 recalls or advisories, performance monitoring of motor vehicles and  
647 motor vehicle parts and dealers, producing statistical reports and  
648 removal of nonowner records from the original owner records of  
649 motor vehicle manufacturers, provided the personal information is not  
650 published, disclosed or used to contact individuals except as permitted  
651 under subparagraph (A) of this subdivision;

652 (E) By any insurer or insurance support organization or by a self-  
653 insured entity or its agents, employees or contractors, in connection  
654 with the investigation of claims arising under insurance policies,  
655 antifraud activities, rating or underwriting;

656 (F) In providing any notice required by law to owners or lienholders  
657 named in the certificate of title of towed, abandoned or impounded  
658 motor vehicles;

659 (G) By an employer or its agent or insurer to obtain or verify  
660 information relating to a holder of a passenger endorsement or  
661 commercial driver's license required under 49 USC Chapter 313, and

662 sections 14-44 to 14-44m, inclusive;

663 (H) In connection with any lawful purpose of a labor organization,  
664 as defined in section 31-77, provided (i) such organization has entered  
665 into a contract with the commissioner, on such terms and conditions as  
666 the commissioner may require, and (ii) the information will be used  
667 only for the purposes specified in the contract other than campaign or  
668 political purposes;

669 (I) For bulk distribution for surveys, marketing or solicitations  
670 provided the commissioner has obtained the express consent of the  
671 individual to whom such personal information pertains;

672 (J) For the purpose of preventing fraud by verifying the accuracy of  
673 personal information contained in a motor vehicle record, including an  
674 individual's photograph or computerized image, as submitted by an  
675 individual to a legitimate business or an agent, employee or contractor  
676 of a legitimate business, provided the individual has provided express  
677 consent in accordance with subdivision (5) of subsection (a) of this  
678 section;

679 (K) Inclusion of personal information about persons who have  
680 indicated consent to become organ and tissue donors in a donor  
681 registry established by a procurement organization, as defined in  
682 section 19a-279a;

683 (L) By any private detective or private detective licensed in  
684 accordance with the provisions of chapter 534, in connection with an  
685 investigation involving matters concerning motor vehicles.

686 (g) Any person receiving personal information or highly restricted  
687 personal information from a motor vehicle record pursuant to  
688 subsection (f) of this section shall be entitled to use such information  
689 for any of the purposes set forth in said subsection for which such  
690 information may be disclosed by the commissioner. No such person  
691 may resell or redisclose the information for any purpose that is not set  
692 forth in subsection (f) of this section, or reasonably related to any such

693 purpose.

694 (h) Notwithstanding any provision of this section, the disclosure of  
695 personal information from a motor vehicle record pursuant to  
696 subsection (f) of this section shall be subject to the provisions of section  
697 14-50a concerning (1) the fees that shall be charged for copies of or  
698 information pertaining to motor vehicle records and (2) the authority  
699 of the commissioner to establish fees for information furnished on a  
700 volume basis in accordance with such terms and conditions regarding  
701 the use and distribution of such information as the commissioner may  
702 prescribe.

703 (i) Notwithstanding any provision of this section that restricts or  
704 prohibits the disclosure of personal information from a motor vehicle  
705 record, the commissioner may disclose personal information contained  
706 in any such record to any individual who is the subject of such  
707 personal information or to any person who certifies under penalty of  
708 false statement that such person has obtained the express consent of  
709 the subject of such personal information.

710 (j) Notwithstanding any provision of this section that permits the  
711 disclosure of personal information from a motor vehicle record, the  
712 commissioner may disclose highly restricted personal information  
713 contained in any such record only in accordance with the provisions of  
714 18 USC 2721 et seq., as amended.

715 (k) Any person, including any officer, employee, agent or contractor  
716 of the Department of Motor Vehicles, who sells, transfers or otherwise  
717 discloses personal information or highly restricted personal  
718 information obtained from the Department of Motor Vehicles for any  
719 purpose not authorized by the provisions of this section shall be guilty  
720 of a class A misdemeanor.

721 [(k)] (l) The commissioner may adopt regulations in accordance  
722 with chapter 54 to implement the provisions of this section.

723 Sec. 4. Subsection (a) of section 14-12 of the general statutes is



724 repealed and the following is substituted in lieu thereof (*Effective*  
725 *October 1, 2008*):

726 (a) No motor vehicle shall be operated or towed on any highway,  
727 except as otherwise expressly provided, unless it is registered with the  
728 commissioner, provided any motor vehicle may be towed for repairs  
729 or necessary work if it bears the markers of a licensed and registered  
730 dealer, manufacturer or repairer and provided any motor vehicle  
731 which is validly registered in another state may, for a period of sixty  
732 days following establishment by the owner of residence in this state, be  
733 operated on any highway without first being registered with the  
734 commissioner. Except as otherwise provided in this subsection (1) a  
735 person commits an infraction if he registers a motor vehicle he does  
736 not own or if he operates, or allows the operation of, an unregistered  
737 motor vehicle on a public highway or (2) a resident of this state who  
738 operates a motor vehicle he owns with marker plates issued by another  
739 state shall be fined not less than one hundred fifty dollars nor more  
740 than three hundred dollars. If the owner of a motor vehicle previously  
741 registered on an annual or biennial basis, the registration of which  
742 expired not more than thirty days previously, operates or allows the  
743 operation of such a motor vehicle, he shall be fined the amount  
744 designated for the infraction of failure to renew a registration, but his  
745 right to retain his operator's license shall not be affected. No operator  
746 other than the owner shall be subject to penalty for the operation of  
747 such a previously registered motor vehicle. As used in this subsection,  
748 the term "unregistered motor vehicle" includes any vehicle that is not  
749 eligible for registration by the commissioner due to the absence of  
750 necessary equipment or other characteristics of the vehicle that make it  
751 unsuitable for highway operation, unless the operation of such vehicle  
752 is expressly permitted by another provision of this chapter or chapter  
753 248.

754 Sec. 5. Subsection (b) of section 14-16a of the general statutes is  
755 repealed and the following is substituted in lieu thereof (*Effective*  
756 *October 1, 2008*):

757 (b) The following vehicles, upon transfer of ownership, shall be  
758 presented for inspection, as directed by the commissioner, at any  
759 Department of Motor Vehicles office or any official emissions  
760 inspection station authorized by the Commissioner of Motor Vehicles  
761 to conduct such inspection: (1) All motor vehicles ten model years old  
762 or older which are registered in this state and which were originally  
763 used or designed as fire apparatus and which are of historical or  
764 special interest as determined by the commissioner, (2) all antique, rare  
765 or special interest motor vehicles, and (3) all modified antique motor  
766 vehicles. Any such vehicle shall be inspected to determine whether it is  
767 in good mechanical condition before registration can be issued to the  
768 new owner of such vehicle. The determination of the mechanical  
769 condition of a vehicle described in subdivisions (1) and (2) of this  
770 subsection shall be made by inspecting only the vehicle's original  
771 equipment and parts or the functional reproductions of the original  
772 equipment and parts. The mechanical condition of modified antique  
773 motor vehicles shall be determined by inspecting the original  
774 equipment and any functioning replacements of such equipment. The  
775 model year designation for the purpose of registration of a modified  
776 antique motor vehicle shall be the model year that the body of such  
777 vehicle most closely resembles. If the commissioner authorizes the  
778 contractor that operates the system of official emissions inspection  
779 stations or other business or firm, except a licensee of the department,  
780 to conduct the safety inspections required by this subsection, the  
781 commissioner may authorize the contractor or other business or firm  
782 to charge a fee, not to exceed fifteen dollars, for each such inspection.  
783 The commissioner may authorize any motor vehicle dealer or repairer,  
784 licensed in accordance with section 14-52 and meeting qualifications  
785 established by the commissioner, to make repairs to any motor vehicle  
786 that has failed an initial safety inspection and to certify to the  
787 commissioner that the motor vehicle is in compliance with the safety  
788 and equipment standards for registration. No such authorized dealer  
789 or repairer shall charge any additional fee to make such certification to  
790 the commissioner.

791 Sec. 6. Subsection (d) of section 14-34a of the general statutes is  
792 repealed and the following is substituted in lieu thereof (*Effective*  
793 *October 1, 2008*):

794 (d) At such time as the state of Connecticut may enter into and  
795 become a member of the International Registration Plan pursuant to  
796 subsection (a) of this section, the provisions of said plan, as it may be  
797 amended from time to time, which are concerned with the registration  
798 of any vehicle or the fees which relate to any such registration shall  
799 control whenever any special act or any provision of the general  
800 statutes, except subsection (c) of this section, conflicts with any  
801 provision of said plan. A copy of the plan, as it may be amended from  
802 time to time, shall be maintained on file by the Commissioner of Motor  
803 Vehicles at the main office of the department, and shall be available for  
804 public inspection.

805 Sec. 7. Subsection (g) of section 14-44e of the 2008 supplement to the  
806 general statutes is repealed and the following is substituted in lieu  
807 thereof (*Effective October 1, 2008*):

808 (g) The commissioner may issue a commercial driver's instruction  
809 permit to any person who holds a valid operator's license. Said permit  
810 may not be issued for a period to exceed six months. Only one renewal  
811 or reissuance may be granted within a two-year period. The holder of a  
812 commercial driver's instruction permit, may, unless otherwise  
813 disqualified or suspended, drive a commercial motor vehicle only  
814 when accompanied by the holder of a commercial driver's license  
815 [with] of the appropriate class and bearing endorsements for the type  
816 of vehicle being driven who occupies a seat beside the individual for  
817 the purpose of giving instruction in driving the commercial motor  
818 vehicle.

819 Sec. 8. Subsection (b) of section 14-42a of the general statutes is  
820 repealed and the following is substituted in lieu thereof (*Effective*  
821 *October 1, 2008*):

822 (b) The Commissioner of Motor Vehicles shall include in regulations

823 adopted pursuant to [section] sections 14-36f and 14-78 a requirement  
824 that a description of the purposes and procedures of procurement  
825 organizations, as defined in section 19a-279a, be included in driver  
826 education programs.

827 Sec. 9. Subsection (w) of section 14-49 of the 2008 supplement to the  
828 general statutes is repealed and the following is substituted in lieu  
829 thereof (*Effective October 1, 2008*):

830 (w) In addition to the fee established for the issuance of motor  
831 vehicle number plates and except as provided in subsection (a) of  
832 section 14-21b and subsection (c) of section 14-253a of the 2008  
833 supplement to the general statutes there shall be an additional safety  
834 fee of five dollars charged at the time of issuance of any reflectorized  
835 safety number plate or set of plates. All moneys derived from said  
836 safety fee shall be deposited in the Special Transportation Fund. The  
837 commissioner may waive said safety fee in the case of any person who  
838 submits a police report to the commissioner indicating that the number  
839 plate or set of number plates have been stolen or mutilated. [for the  
840 purpose of obtaining the sticker attached to the plate denoting the  
841 expiration date of the registration.]

842 Sec. 10. Section 14-67l of the general statutes is repealed and the  
843 following is substituted in lieu thereof (*Effective October 1, 2008*):

844 (a) Upon receiving such certificate of approval, each applicant for a  
845 motor vehicle recycler's license shall present such certificate to the  
846 Commissioner of Motor Vehicles, together with a fee of [eighty] two  
847 hundred eighty dollars for the examination of the location or proposed  
848 location of each such motor vehicle recycler's yard or business, and  
849 shall pay a license fee of [two hundred] seven hundred five dollars to  
850 said commissioner for each motor vehicle recycler's yard or business.  
851 [On and after July 1, 1985, the fee for such examination shall be one  
852 hundred twenty dollars, on and after July 1, 1989, one hundred eighty  
853 dollars, on and after July 1, 1991, two hundred twenty-five dollars, and  
854 on and after July 1, 1993, two hundred eighty dollars. On and after July

855 1, 1985, the license fee shall be three hundred dollars, on and after July  
856 1, 1989, four hundred fifty dollars, on and after July 1, 1991, five  
857 hundred sixty-three dollars, and on and after July 1, 1993, seven  
858 hundred and five dollars. Upon] Except as provided in subsection (b)  
859 of this section, upon receipt of such certificate of approval, the  
860 payment of the required license fee and observance of regulations  
861 required, a license shall be issued by the commissioner provided,  
862 however, the commissioner may refuse to grant a license to a person,  
863 firm or corporation to engage in the business of operating a motor  
864 vehicle recycler's yard if the applicant for such business license or an  
865 officer or major stockholder, if the applicant is a firm or corporation,  
866 has been convicted of a violation of any provision of laws pertaining to  
867 the business of a motor vehicle dealer or repairer, including a motor  
868 vehicle recycler, in the courts of the United States or of this state or any  
869 state of the United States, in accordance with the hearing requirements  
870 provided for in section 14-67p. Any license may be renewed from year  
871 to year upon payment of a fee of [~~one hundred~~] three hundred fifty  
872 dollars. [On and after July 1, 1985, the renewal fee shall be one  
873 hundred fifty dollars, on and after July 1, 1989, two hundred twenty-  
874 five dollars, on and after July 1, 1991, two hundred eighty dollars, and  
875 on and after July 1, 1993, three hundred fifty dollars.] Each such license  
876 shall be renewed annually according to renewal schedules established  
877 by the commissioner so as to effect staggered renewal of all such  
878 licenses. If the adoption of a staggered system results in the expiration  
879 of any license more or less than one year from its issuance, the  
880 commissioner may charge a prorated amount for such license fee. Each  
881 such licensee shall, instead of registering each motor vehicle owned by  
882 him, make application to the commissioner for a general  
883 distinguishing number and mark, and the commissioner may issue to  
884 the applicant a certificate of registration containing the distinguishing  
885 number and mark assigned to such licensee and, thereupon, each  
886 motor vehicle owned by such licensee shall be regarded as registered  
887 under such general distinguishing number and mark. No licensee may  
888 be issued more than three registrations under a general distinguishing  
889 number and mark in a year, unless he makes application for an

890 additional registration to the commissioner, in such form and  
891 containing such information as he may require to substantiate such  
892 request. The commissioner may issue to each such licensee such  
893 additional registrations as he deems necessary. The licensee shall issue  
894 to each person driving such motor vehicle a document indicating that  
895 such person is validly entrusted with the vehicle, which document  
896 shall be carried in the motor vehicle. The commissioner shall  
897 determine the form and contents of this document. For the registration  
898 of motor vehicles under a general distinguishing number and mark,  
899 the commissioner shall charge a fee of [twenty] seventy dollars for  
900 each number plate furnished. [On and after July 1, 1985, such fee shall  
901 be thirty dollars, on and after July 1, 1989, forty-five dollars, on and  
902 after July 1, 1991, fifty-six dollars, and on and after July 1, 1993,  
903 seventy dollars.] Such licensee shall furnish financial responsibility  
904 satisfactory to the commissioner as defined in section 14-112. Such  
905 number plates may be used as provided for under section 14-67n.

906 (b) Each applicant for a recycler's license shall be required to certify  
907 that, to the best of such applicant's knowledge and belief, all the  
908 property to be used for the operation of the yard and business is in  
909 compliance with the provisions of all applicable provisions of title 22a  
910 and all regulations adopted by the Commissioner of Environmental  
911 Protection pursuant to the provisions of said title. Upon receipt of such  
912 certification and completed application, the Commissioner of Motor  
913 Vehicles shall notify the Commissioner of Environmental Protection.  
914 The notification shall include a statement of the location of the subject  
915 property and a legal description thereof. Within forty-five days of  
916 receipt of such notification, the Commissioner of Environmental  
917 Protection shall inform the Commissioner of Motor Vehicles if there is  
918 any reason to believe that the property that is proposed to be licensed  
919 is not in compliance with the above referenced statutory and  
920 regulatory requirements. If the Commissioner of Motor Vehicles is  
921 informed that there is any such reason to believe that the subject  
922 location is not in compliance with such requirements, said  
923 commissioner may (1) refuse to issue the license, or (2) issue the license

924 subject to such conditions, including, but not limited to, the  
925 remediation of the conditions causing the suspected violation or  
926 violations, as are acceptable to the Commissioner of Environmental  
927 Protection.

928 Sec. 11. Section 14-73 of the general statutes is repealed and the  
929 following is substituted in lieu thereof (*Effective October 1, 2008*):

930 (a) No person shall be employed by any such school licensee to give  
931 instruction in driving a motor vehicle unless [he] such person is  
932 licensed to act as an instructor by the commissioner.

933 (b) Application for an instructor's license shall be in writing and  
934 shall contain such information as the commissioner requires. The  
935 applicant shall furnish evidence satisfactory to the commissioner that  
936 [he] such applicant (1) is of good moral character [and has never been  
937 convicted of a crime involving moral turpitude] considering such  
938 person's criminal record and record, if any, on the state child abuse  
939 and neglect registry established pursuant to section 17a-101k, as  
940 obtained and reviewed by the commissioner in accordance with the  
941 standards of section 14-44; (2) has held a license to drive a motor  
942 vehicle for the past four consecutive years and has a driving record  
943 satisfactory to the commissioner, including no record of a conviction  
944 for a drug or alcohol-related offense during such four-year period; (3)  
945 has had a recent medical examination by a physician licensed to  
946 practice within the state and the physician certifies that the applicant is  
947 physically fit to operate a motor vehicle and instruct in driving; (4) has  
948 received a high school diploma or has an equivalent academic  
949 education; and (5) has completed an instructor training course of forty-  
950 five clock hours given by a school or agency approved by the  
951 commissioner, except that any such course given by an institution  
952 under the jurisdiction of the board of trustees of the Connecticut State  
953 University system must be approved by the commissioner and the  
954 State Board of Education.

955 (c) The commissioner may deny the application of any person for an

956 instructor's license if he determines that the applicant has made a  
957 material false statement or concealed a material fact in connection with  
958 his application for the instructor's license.

959 (d) The commissioner shall conduct such written, oral and practical  
960 examinations as he deems necessary to determine whether an  
961 applicant has sufficient skill in the operation of motor vehicles to  
962 ensure their safe operation, a satisfactory knowledge of the motor  
963 vehicle laws and the ability to impart such skill and knowledge to  
964 others. If the applicant successfully completes the examinations and  
965 meets all other requirements of this section, the commissioner shall  
966 cause him to be fingerprinted and shall issue to him an instructor's  
967 license. The license shall be valid for use only in connection with the  
968 business of the drivers' school or schools listed on the license. If the  
969 applicant fails the examination, he may apply for reexamination after  
970 three months have elapsed. The license shall be valid for the calendar  
971 year within which it is issued, and renewals shall be for succeeding  
972 calendar years.

973 (e) The licensee shall be reexamined periodically in accordance with  
974 standards specified in regulations adopted under section 14-78.  
975 Persons licensed for the first time as instructors shall, in the three years  
976 following their initial licensure, attend seminars, annually, in traffic  
977 safety sponsored by the Department of Motor Vehicles or take an  
978 advanced instructor course of not less than forty-five clock hours in  
979 traffic safety. The course shall have been approved by the  
980 commissioner. Proof of compliance with the requirement for  
981 attendance at seminars or the taking of instruction shall be made  
982 before license renewals are issued. The seminars shall be self-  
983 sustaining.

984 (f) The fee for an instructor's license, or for any renewal thereof,  
985 shall be fifty dollars.

986 Sec. 12. Subsection (a) of section 14-105 of the general statutes is  
987 repealed and the following is substituted in lieu thereof (*Effective*



988 *October 1, 2008*):

989 (a) No television screen or other device of a similar nature, except a  
990 video display unit used for instrumentation purposes [or a closed  
991 video monitor for backing, provided such monitor screen is disabled  
992 blank no later than fifteen seconds after the transmission of a vehicle so  
993 equipped is shifted out of reverse,] shall be installed or used in this  
994 state in any position or location in a motor vehicle where it may be  
995 visible to the driver or where it may in any other manner interfere with  
996 the safe operation and control of the vehicle. The provisions of this  
997 subsection shall not apply to devices installed by the manufacturer of  
998 the motor vehicle meeting one or more of the following criteria: (1) A  
999 closed video monitor that is used only for backing or parking; (2) a  
1000 video display unit or device that is capable of operation only when the  
1001 vehicle is stationary and is automatically disabled whenever the  
1002 wheels of the vehicle are in motion; or (3) a video display unit or  
1003 device that is used to enhance or supplement the driver's view of the  
1004 area immediately surrounding the vehicle to assist in low-speed  
1005 maneuvering at not more than ten miles per hour around obstructions.

1006 Sec. 13. Section 14-164i of the general statutes is repealed and the  
1007 following is substituted in lieu thereof (*Effective October 1, 2008*):

1008 (a) The Commissioner of Environmental Protection, in consultation  
1009 with the Commissioner of Motor Vehicles, shall review the technical  
1010 information concerning testing techniques, standards and instructions  
1011 for emission control features and equipment relative to diesel-powered  
1012 commercial motor vehicles, including such information available from  
1013 the United States Environmental Protection Agency and information  
1014 regarding standards issued by the Society of Automotive Engineers  
1015 and shall, not later than January 1, 1997, establish a standard of  
1016 minimum exhaust emission for all diesel-powered commercial motor  
1017 vehicles operated on the highways of this state. In establishing such  
1018 standard, the commissioner shall also review standards in effect in  
1019 other states and in regions subject to federal air quality requirements  
1020 and shall endeavor to maintain consistency with such standards. The

1021 standard shall be reviewed by the commissioner periodically and may  
1022 be revised as the commissioner deems appropriate. Not later than July  
1023 1, 1997, the Commissioner of Motor Vehicles, in consultation with the  
1024 Commissioner of Environmental Protection, shall select a method or  
1025 methods for testing the exhaust emissions of diesel-powered  
1026 commercial motor vehicles.

1027 (b) [Not later than October 1, 1997, the] The Commissioner of Motor  
1028 Vehicles shall provide for the [commencement] conduct of emissions  
1029 inspections of diesel-powered commercial motor vehicles operated on  
1030 the highways of this state using the method or methods selected by the  
1031 commissioner under subsection (a) of this section. Such inspections  
1032 [shall] may be performed in conjunction with any safety or weight  
1033 inspection at any official weighing area or other location designated by  
1034 the commissioner. In lieu of any such inspection performed by the  
1035 commissioner, the commissioner may accept the results of an  
1036 inspection performed (1) by agreement with an owner or operator of a  
1037 fleet of diesel-powered commercial motor vehicles licensed by the  
1038 commissioner pursuant to subsection (h) of section 14-164c of the 2008  
1039 supplement to the general statutes, or (2) by any licensed motor  
1040 vehicle dealer or repairer authorized by the commissioner, pursuant to  
1041 this section, to establish a diesel-powered commercial motor vehicle  
1042 inspection station. The Commissioner of Motor Vehicles shall design a  
1043 sticker to be affixed to the windshield of a diesel-powered commercial  
1044 motor vehicle inspected in accordance with the provisions of this  
1045 section, which shall bear the date of inspection.

1046 (c) Any person, as defined in subsection (g) of this section, whose  
1047 vehicle fails to pass an inspection under subsection (b) of this section  
1048 shall have the vehicle repaired and, within forty-five consecutive  
1049 calendar days, present proof of emissions-related repairs of such  
1050 vehicle in such form as the commissioner shall require. The  
1051 commissioner shall issue a two-year intrastate waiver from compliance  
1052 with emissions standards to any such vehicle failing to meet such  
1053 standards but complying with the minimum repair requirements. For  
1054 purposes of this section, the minimum repair requirements for diesel-

1055 powered commercial motor vehicles shall be the expenditure of one  
1056 thousand dollars towards emissions-related repairs of such vehicle.  
1057 The Commissioner of Motor Vehicles shall suspend the commercial  
1058 registration, issued pursuant to the provisions of this chapter, of any  
1059 vehicle for which no proof of emissions-related repairs has been  
1060 submitted within such forty-five-day period.

1061 (d) When a diesel-powered commercial motor vehicle fails to [stop  
1062 and] submit to an emissions inspection [performed] requested in  
1063 conjunction with any safety or weight inspection at any official  
1064 weighing area or other location designated by the commissioner, or  
1065 fails to comply with any provision of this section, the commissioner  
1066 shall (1) suspend the registration privilege to operate the vehicle on the  
1067 highways of the state, and (2) notify the jurisdiction in which the  
1068 vehicle is registered and request said jurisdiction to suspend the  
1069 registration of the vehicle.

1070 (e) The Commissioner of Motor Vehicles shall adopt regulations in  
1071 accordance with the provisions of chapter 54 to implement the  
1072 provisions of this section.

1073 (f) No diesel-powered commercial motor vehicle shall be operated  
1074 on the highways of this state unless such vehicle complies with the  
1075 provisions of this section and the regulations adopted by the  
1076 commissioner. Any person who operates or permits the operation of  
1077 any such vehicle in violation of the provisions of this section or the  
1078 regulations adopted by the commissioner shall be fined not more than  
1079 two hundred dollars for a first violation and not more than five  
1080 hundred dollars for a second or subsequent violation committed  
1081 within one year after a previous violation.

1082 (g) For the purposes of this section, (1) "commercial motor vehicle"  
1083 shall not be construed to include a school bus, and (2) "person" shall  
1084 mean the person holding title to the vehicle or having legal right to  
1085 register the same, including a purchaser under a conditional bill of sale  
1086 and a lessee for a term of more than thirty days.

1087 Sec. 14. Subsection (c) of section 14-171 of the general statutes is  
1088 repealed and the following is substituted in lieu thereof (*Effective*  
1089 *October 1, 2008*):

1090 (c) If the application refers to a vehicle last previously registered in  
1091 another state or country, or by an Indian tribe recognized by the  
1092 United States Bureau of Indian Affairs, the application shall contain or  
1093 be accompanied by: (1) Any certificate of title issued by [the] such  
1094 other state, [or] country or Indian tribe; (2) any other information and  
1095 documents the commissioner reasonably requires to establish the  
1096 ownership of the vehicle and the existence or nonexistence of security  
1097 interests in it; and (3) evidence that the manufacturer's identification  
1098 number of the vehicle was verified, by a means acceptable to the  
1099 commissioner, or inspected by a licensed dealer in accordance with  
1100 subsection (d) of section 14-99h.

1101 Sec. 15. Subsection (c) of section 14-192 of the general statutes is  
1102 repealed and the following is substituted in lieu thereof (*Effective*  
1103 *October 1, 2008*):

1104 (c) Motor vehicles leased to an agency of this state and motor  
1105 vehicles owned by the state, [or] an agency of the state, or a  
1106 municipality, as defined in section 7-245, shall be exempt from the fees  
1107 imposed by this section.

1108 Sec. 16. Section 14-286 of the general statutes is repealed and the  
1109 following is substituted in lieu thereof (*Effective October 1, 2008*):

1110 (a) Each person operating a bicycle upon and along a sidewalk or  
1111 across any roadway upon and along a crosswalk shall yield the right-  
1112 of-way to any pedestrian and shall give an audible signal within a  
1113 reasonable distance before overtaking and passing a pedestrian. Each  
1114 person operating a bicycle or a motor-driven cycle upon a roadway  
1115 shall within a reasonable distance give an audible signal before  
1116 overtaking and passing a pedestrian or another bicycle operator. No  
1117 person shall operate a bicycle upon or along a sidewalk or across a  
1118 roadway upon and along a crosswalk if such operation is prohibited

1119 by any ordinance of any city, town or borough or by any regulation of  
1120 the State Traffic Commission issued or adopted pursuant to the  
1121 provisions of section 14-298.

1122 (b) No person shall ride a [bicycle with a helper motor] motor-  
1123 driven cycle unless that person holds a valid motor vehicle operator's  
1124 license. No person shall operate a [bicycle with a helper motor at a rate  
1125 of speed exceeding thirty miles per hour; nor shall any bicycle with a  
1126 helper motor be operated] motor-driven cycle on any sidewalk, limited  
1127 access highway or turnpike.

1128 (c) (1) Notwithstanding the provisions of subsection (b) of this  
1129 section, the Commissioner of Motor Vehicles may issue to a person  
1130 who does not hold a valid operator's license a special permit that  
1131 authorizes such person to ride a [bicycle with a helper motor] motor-  
1132 driven cycle if (A) such person presents to the commissioner a  
1133 certificate by a physician licensed to practice medicine in this state that  
1134 such person is physically disabled, as defined in section 1-1f, other  
1135 than blind, and that, in the physician's opinion, such person is capable  
1136 of riding a [bicycle with a helper motor] motor-driven cycle, and (B)  
1137 such person demonstrates to the Commissioner of Motor Vehicles that  
1138 he is able to ride a bicycle [(i) without a helper motor] on level terrain,  
1139 and [(ii) with a helper motor] a motor-driven cycle. (2) Such permit  
1140 may contain limitations that the commissioner deems advisable for the  
1141 safety of such person and for the public safety, including, but not  
1142 limited to, the maximum speed of the [helper] motor such person may  
1143 use. No person who holds a valid special permit under this subsection  
1144 shall operate a [bicycle with a helper motor] motor-driven cycle in  
1145 violation of any limitations imposed in the permit. Any person to  
1146 whom a special permit is issued shall carry the permit at all times  
1147 while operating the [bicycle with a helper motor] motor-driven cycle.  
1148 Each permit issued under this subsection shall expire one year from  
1149 the date of issuance.

1150 (d) Notwithstanding the provisions of any statute or regulation to  
1151 the contrary, the State Traffic Commission shall adopt regulations in

1152 accordance with the provisions of chapter 54 determining the  
1153 conditions and circumstances under which bicycle traffic may be  
1154 permitted on those bridges in the state on limited access highways  
1155 which it designates to be safe for bicycle traffic. Bicycle traffic shall not  
1156 be prohibited on any such bridges under such conditions and  
1157 circumstances.

1158 (e) As used in this section: (1) "Sidewalk" means any sidewalk laid  
1159 out as such by any town, city or borough, and any walk which is  
1160 reserved by custom for the use of pedestrians, or which has been  
1161 specially prepared for their use. "Sidewalk" does not include  
1162 crosswalks and does not include footpaths on portions of public  
1163 highways outside thickly settled parts of towns, cities and boroughs,  
1164 which are worn only by travel and are not improved by such towns,  
1165 cities or boroughs or by abutters; (2) "bicycle" includes all vehicles  
1166 propelled by the person riding the same by foot or hand power; [or a  
1167 helper motor;] and (3) ["bicycle with a helper motor" means a bicycle  
1168 with a seat height of not less than twenty-six inches that is powered by  
1169 a motor having a capacity of less than fifty cubic centimeters piston  
1170 displacement, rated not more than two brake horsepower, capable of a  
1171 maximum speed of no more than thirty miles per hour and equipped  
1172 with automatic transmission] "motor-driven cycle" means any  
1173 motorcycle, motor scooter or bicycle with an attached motor with a  
1174 seat height of not less than twenty-six inches and a motor that  
1175 produces five brake horsepower or less.

1176 (f) A person shall operate a motor-driven cycle on any public  
1177 highway, the speed limit of which is greater than the maximum speed  
1178 of the motor-driven cycle, only in the right hand lane available for  
1179 traffic or upon a usable shoulder on the right side of the highway,  
1180 except when preparing to make a left turn at an intersection or into or  
1181 from a private road or driveway.

1182 [(f)] (g) Any person who pleads not guilty of a violation of any [of  
1183 the provisions] provision of this section shall be prosecuted within  
1184 fifteen days of such plea.

1185 [(g)] (h) No person may operate a high-mileage vehicle as defined in  
1186 section 14-1 of the 2008 supplement to the general statutes, as amended  
1187 by this act, on any sidewalk, limited access highway or turnpike.

1188 [(h)] (i) Violation of any provision of this section shall be an  
1189 infraction.

1190 Sec. 17. Subsection (a) of section 14-289g of the general statutes is  
1191 repealed and the following is substituted in lieu thereof (*Effective*  
1192 *October 1, 2008*):

1193 (a) [On and after January 1, 1990, no] No person under eighteen  
1194 years of age may (1) operate a motorcycle or a motor-driven cycle, as  
1195 defined in section 14-1 of the 2008 supplement to the general statutes,  
1196 as amended by this act, [and no person under the age of eighteen may]  
1197 or (2) be a passenger on a motorcycle, unless such [person] operator or  
1198 passenger is wearing protective headgear of a type which conforms to  
1199 the minimum specifications established by regulations adopted under  
1200 subsection (b) of this section.

1201 Sec. 18. (NEW) (*Effective October 1, 2008*) In the case of any  
1202 emergency situation described by the provisions of section 3-6a of the  
1203 general statutes or section 28-1 of the 2008 supplement to the general  
1204 statutes, or any other reason for which the Department of Motor  
1205 Vehicles is closed or is unable to perform transactions with the public  
1206 in an effective or secure manner, the Commissioner of Motor Vehicles,  
1207 with the approval of the Governor, may extend the expiration date or  
1208 the period of validity of any registration, license, permit, certificate or  
1209 other form or credential issued by said commissioner in accordance  
1210 with any provision of the general statutes. In any such case in which  
1211 the commissioner exercises the authority granted by this section, the  
1212 commissioner shall take such actions, as said commissioner deems  
1213 necessary or appropriate, to inform the public and all law enforcement  
1214 agencies of the extension of such expiration date or period of validity.

1215 Sec. 19. Section 14-163d of the 2008 supplement to the general  
1216 statutes is repealed and the following is substituted in lieu thereof

1217 (Effective October 1, 2008):

1218 (a) At least once every six months, each owner of a motor vehicle  
1219 described in subsection (a) of section 14-163c shall file with the  
1220 Commissioner of Motor Vehicles evidence that the owner has in effect  
1221 the security requirements imposed by law for each such motor vehicle.  
1222 The evidence shall be filed in such form as the commissioner  
1223 prescribes in accordance with a schedule established by the  
1224 commissioner. At least once every two years, the evidence of security  
1225 shall be accompanied by a motor carrier identification report that  
1226 meets the requirements of 49 CFR 390.19, as amended from time to  
1227 time. The report shall be in such form as the commissioner prescribes.

1228 (b) The Commissioner of Motor Vehicles may establish a system to  
1229 verify, by means of electronic communication, that an owner of a  
1230 motor vehicle described in subsection (a) of section 14-163c has the  
1231 security requirements imposed by law. If the commissioner uses such  
1232 system to make an inquiry to any insurance company that is licensed  
1233 to issue automobile liability insurance in this state, or to any data  
1234 source maintained by the United States Department of Transportation  
1235 pursuant to the provisions of Title 49, Part 387 of the Code of Federal  
1236 Regulations, as amended, the commissioner may accept the results of  
1237 such inquiry in lieu of a filing by the owner pursuant to subsection (a)  
1238 of this section, for the period for which such filing is required.

1239 [(b)] (c) In addition to other penalties provided by law, the  
1240 Commissioner of Motor Vehicles, after notice and opportunity for  
1241 hearing in accordance with chapter 54, shall suspend the registration  
1242 of each motor vehicle registered in the name of any owner who fails to  
1243 file a motor carrier identification report or to provide satisfactory  
1244 evidence of the security requirements imposed by law.

1245 [(c)] (d) Each filing made in accordance with the provisions of  
1246 subsection (a) of this section by each for-hire motor carrier or private  
1247 motor carrier of property or passengers, and each owner of any motor  
1248 vehicle that transports hazardous materials, as described in subsection



1249 (a) of section 14-163c, shall provide satisfactory evidence of insurance  
1250 coverage or other security in amounts not less than are required by the  
1251 provisions of Title 49, Part 387 of the Code of Federal Regulations, as  
1252 amended. Such requirement concerning the amount of security that  
1253 must be evidenced to the commissioner may be made applicable by the  
1254 commissioner to the initial registration of any such motor vehicle,  
1255 including the registration of any motor vehicle under the International  
1256 Registration Plan, in accordance with the provisions of section 14-34a,  
1257 as amended by this act.

1258 Sec. 20. Subsection (b) of section 14-36a of the 2008 supplement to  
1259 the general statutes is repealed and the following is substituted in lieu  
1260 thereof (*Effective October 1, 2008*):

1261 (b) A commercial driver's license which contains the endorsement  
1262 "S" evidences that the holder meets the requirements of section 14-44 to  
1263 operate a school bus or any vehicle described in subsection (c) of this  
1264 section. A commercial driver's license may contain any of the  
1265 following additional endorsements:

1266 "P"- authorizes the operation of commercial motor vehicles designed  
1267 to carry passengers;

1268 "H"- authorizes the operation of vehicles transporting hazardous  
1269 materials;

1270 "N"- authorizes the operation of tank vehicles;

1271 "X"- authorizes both hazardous materials and tank vehicles; and

1272 "T"- authorizes the operation of vehicles with up to three trailing,  
1273 nonpower units.

1274 The commissioner may establish one or more restrictions on  
1275 commercial driver's licenses of any class, in regulations adopted in  
1276 accordance with the provisions of chapter 54. Subject to the provisions  
1277 of subsection (b) of section 14-44d, a commercial driver's license of any  
1278 class authorizes the holder of such license to operate any motor vehicle

1279 that may be operated by the holder of a class D operator's license.

1280 Sec. 21. Section 14-65a of the general statutes is repealed and the  
1281 following is substituted in lieu thereof (*Effective October 1, 2008*):

1282 (a) The provisions of sections 14-51 to 14-65, inclusive, as amended  
1283 by this act, shall not apply to dealers in trailers in the following classes:  
1284 [(a)] (1) Trailers having a gross weight of three thousand pounds or  
1285 less, and [(b)] (2) trailers sold as an accessory to and for the  
1286 transportation of [(1)] (A) any snowmobile, [(2)] (B) any all-terrain  
1287 vehicle, [(3)] (C) any boat, or [(4)] (D) any other powered or self-  
1288 propelled recreational vehicle not required to be registered under this  
1289 chapter but which is subject to the provisions of section 14-380.

1290 (b) The Commissioner of Motor Vehicles, for the more efficient  
1291 performance of said commissioner's duties, may allow a marine dealer,  
1292 as defined in section 15-141, registered with the Commissioner of  
1293 Environmental Protection, to: (1) Sell any trailers required to be  
1294 registered in accordance with the provisions of this chapter; (2) issue  
1295 temporary registrations; and (3) submit applications for permanent  
1296 registrations, in accordance with the provisions of subsection (c) of  
1297 section 14-12, and sections 14-61 and 14-61a.

1298 Sec. 22. Section 14-188 of the general statutes is repealed and the  
1299 following is substituted in lieu thereof (*Effective October 1, 2008*):

1300 (a) Upon the satisfaction of a security interest in a vehicle for which  
1301 the certificate of title is in the possession of the lienholder, the  
1302 lienholder shall, within ten days after demand and, in any event,  
1303 within thirty days, execute a release of the security interest, in the  
1304 space provided therefor on the certificate or as the commissioner  
1305 prescribes, and mail or deliver the certificate and release to the next  
1306 lienholder named therein, or, if none, to the owner or any person who  
1307 delivers to the lienholder an authorization from the owner to receive  
1308 the certificate. The owner, other than a dealer holding the vehicle for  
1309 resale, shall promptly cause the certificate and release to be mailed or  
1310 delivered to the commissioner, who shall release the lienholder's rights

1311 on the certificate or issue a new certificate.

1312 (b) If the security interest of the lienholder is maintained in the  
1313 electronic title file pursuant to subsection (b) of section 14-175, such  
1314 lienholder shall, upon the satisfaction of such security interest, [notify  
1315 the commissioner within ten days of such satisfaction] execute a  
1316 release of such security interest, and mail, deliver or electronically  
1317 transmit such release to the next lienholder or, if none, to the owner or  
1318 to any person who delivers or electronically transmits to the  
1319 lienholder, an authorization from the owner to receive a certificate of  
1320 title. Such [notification] release shall be provided in not more than ten  
1321 days and shall be in such form and manner, and [shall] contain such  
1322 information necessary to evidence the release of the lien and to identify  
1323 the motor vehicle and the record of the certificate of title, as the  
1324 commissioner [prescribes] may prescribe. The commissioner shall  
1325 issue a certificate of title and present or mail such certificate to the  
1326 owner or to the second lienholder, if any.

1327 (c) Upon the satisfaction of a security interest in a vehicle for which  
1328 the certificate of title is in the possession of a prior lienholder, the  
1329 lienholder whose security interest is satisfied shall within ten days  
1330 after demand and, in any event, within thirty days execute a release in  
1331 the form the commissioner prescribes and deliver the release to the  
1332 owner or any person who delivers to the lienholder an authorization  
1333 from the owner to receive it. The lienholder in possession of the  
1334 certificate of title shall either deliver the certificate to the owner, or the  
1335 person authorized by the owner, for delivery to the commissioner or,  
1336 upon receipt of the release, mail or deliver it with the certificate to the  
1337 commissioner, who shall release the subordinate lienholder's rights on  
1338 the certificate or issue a new certificate.

1339 (d) A lienholder who does not comply with subsection (b) or (c) of  
1340 this section and who has disappeared and cannot be located by the  
1341 debtor shall be deemed for purposes of this section only to have  
1342 released such security interest, if evidence satisfactory to the  
1343 commissioner is filed concerning the disappearance of the lienholder,

1344 and the commissioner shall so note on the records of the department.

1345 Sec. 23. Subsection (d) of section 14-276a of the 2008 supplement to  
1346 the general statutes is repealed and the following is substituted in lieu  
1347 thereof (*Effective October 1, 2008*):

1348 (d) A carrier shall require each person whom it intends to employ to  
1349 operate a school bus, as defined in section 14-275 of the 2008  
1350 supplement to the general statutes, or a student transportation vehicle,  
1351 as defined in section 14-212, as amended by this act, to submit to a  
1352 urinalysis drug test in accordance with the provisions of sections 31-  
1353 51v and 31-51w and shall require each person it employs to operate  
1354 such vehicles to submit to a urinalysis drug test on a random basis in  
1355 accordance with the provisions of section 31-51x of the 2008  
1356 supplement to the general statutes, and the standards set forth in 49  
1357 CFR Parts 382 and 391. No carrier may employ any person who has  
1358 received a positive test result for such test which was confirmed as  
1359 provided in subdivisions (2) and (3) of section 31-51u. No carrier may  
1360 continue to employ as a driver, for two years, any person who has  
1361 received a positive test result for such test which was confirmed as  
1362 provided in subdivisions (2) and (3) of subsection (a) of section 31-51u.  
1363 No carrier may continue to employ as a driver, permanently, any  
1364 person who has received a second positive test result for such test  
1365 which was confirmed as provided in subdivisions (2) and (3) of  
1366 subsection (a) of section 31-51u. The commissioner may, after notice  
1367 and hearing, impose a civil penalty of not more than one thousand  
1368 dollars for the first offense and two thousand five hundred dollars for  
1369 each subsequent offense on any carrier which violates any provision of  
1370 this subsection.

1371 Sec. 24. (NEW) (*Effective October 1, 2008*) (a) On and after January 1,  
1372 2009, the Commissioner of Motor Vehicles shall issue Support Our  
1373 Troops! commemorative number plates to express support for our  
1374 troops. Such plates shall bear the words "Support Our Troops!" and the  
1375 image adopted by the national association, Support Our Troops, Inc.  
1376 No use shall be made of such plates, except as official registration

1377 marker plates.

1378 (b) A fee of sixty dollars shall be charged for Support Our Troops!  
1379 commemorative number plates, in addition to the regular fee or fees  
1380 prescribed for the registration of a motor vehicle. Fifteen dollars of  
1381 such fee shall be deposited in an account controlled by the Department  
1382 of Motor Vehicles to be used for the cost of producing, issuing,  
1383 renewing and replacing such number plates, and forty-five dollars of  
1384 such fee shall be deposited in an account to be used by Connecticut  
1385 Support Our Troops, Inc. for the purposes of subsection (c) of this  
1386 section. No additional fee shall be charged in connection with the  
1387 renewal of such number plates. No transfer fee shall be charged for the  
1388 transfer of an existing registration to or from a registration with  
1389 Support Our Troops! commemorative number plates. Such number  
1390 plates shall have letters and numbers selected by the Commissioner of  
1391 Motor Vehicles. The Commissioner of Motor Vehicles may establish a  
1392 higher fee for number plates: (1) Which contain the numbers and  
1393 letters from a previously issued number plate; (2) which contain letters  
1394 in place of numbers, as authorized by section 14-49 of the 2008  
1395 supplement to the general statutes, as amended by this act, in addition  
1396 to the fee or fees prescribed for registration under said section; and (3)  
1397 which are low number plates, issued in accordance with section 14-160  
1398 of the general statutes, in addition to the fee or fees prescribed for  
1399 registration under said section. All fees established and collected  
1400 pursuant to this section, except the amount deposited in the account  
1401 controlled by the Department of Motor Vehicles, shall be deposited in  
1402 the "Support Our Troops!" commemorative account, established  
1403 pursuant to subsection (c) of this section. The Commissioner of Motor  
1404 Vehicles may adopt regulations, in accordance with the provisions of  
1405 chapter 54 of the general statutes, to establish standards and  
1406 procedures for the issuance, renewal and replacement of Support Our  
1407 Troops! commemorative number plates.

1408 (c) There is established the "Support Our Troops!" commemorative  
1409 account which shall be a separate, nonlapsing account within the  
1410 General Fund. The account shall contain any moneys required by law

1411 to be deposited in the account. The funds in said account shall be used  
1412 by Connecticut Support Our Troops, Inc. for programs to assist troops,  
1413 families of troops, and veterans. Connecticut Support Our Troops, Inc.  
1414 may receive private donations to said account and any such donations  
1415 shall be deposited in said account.

1416 (d) The funds in the account shall be distributed quarterly by the  
1417 Secretary of the Office of Policy and Management to Connecticut  
1418 Support Our Troops, Inc.

1419 Sec. 25. (NEW) (*Effective October 1, 2008*) (a) On and after January 1,  
1420 2009, the Commissioner of Motor Vehicles shall issue commemorative  
1421 number plates of a design to express support for the nursing  
1422 profession, raise awareness of the nursing shortage and provide  
1423 scholarships for nursing education and training. Such design shall be  
1424 determined by the Connecticut Nurses Foundation, with the approval  
1425 of the commissioner. No use shall be made of such plates, except as  
1426 official registration marker plates.

1427 (b) A fee of sixty dollars shall be charged for such number plates, in  
1428 addition to the regular fee or fees prescribed for the registration of a  
1429 motor vehicle. Fifteen dollars of such fee shall be deposited in an  
1430 account controlled by the Department of Motor Vehicles to be used for  
1431 the cost of producing, issuing, renewing and replacing such number  
1432 plates, and forty-five dollars of such fee shall be deposited in the  
1433 account established under subsection (d) of this section. No additional  
1434 fee shall be charged in connection with the renewal of such number  
1435 plates. No transfer fee shall be charged for the transfer of an existing  
1436 registration to or from a registration with commemorative nursing  
1437 number plates. Such number plates shall have letters and numbers  
1438 selected by the Commissioner of Motor Vehicles. The Commissioner of  
1439 Motor Vehicles may establish a higher fee for number plates: (1) Which  
1440 contain the numbers and letters from a previously issued number  
1441 plate; (2) which contain letters in place of numbers as authorized by  
1442 section 14-49 of the 2008 supplement to the general statutes, as  
1443 amended by this act, in addition to the fee or fees prescribed for

1444 registration under said section; and (3) which are low number plates  
1445 issued in accordance with section 14-160 of the general statutes, in  
1446 addition to the fee or fees prescribed for registration under said  
1447 section. All fees established and collected pursuant to this section,  
1448 except the amount deposited in the account controlled by the  
1449 department, shall be deposited in the "Nursing" commemorative  
1450 account established pursuant to subsection (c) of this section. The  
1451 Commissioner of Motor Vehicles may adopt regulations, in accordance  
1452 with the provisions of chapter 54 of the general statutes, to establish  
1453 standards and procedures for the issuance, renewal and replacement  
1454 of commemorative nursing number plates.

1455 (c) There is established the "Nursing" commemorative account  
1456 which shall be a separate, nonlapsing account within the General  
1457 Fund. The account shall contain any moneys required by law to be  
1458 deposited in the account. The funds in the account shall be used by the  
1459 Connecticut Nurses Foundation to provide scholarships for nursing  
1460 education and training. The foundation may receive private donations  
1461 to the account and any such donations shall be deposited in the  
1462 account.

1463 Sec. 26. Section 14-165 of the general statutes is amended by adding  
1464 subdivision (14) as follows (*Effective October 1, 2008*):

1465 (NEW) (14) "Special mobile agriculture vehicle" means a vehicle  
1466 with an operator and agriculture support materials, operated upon or  
1467 across any public highway, incidentally, in conjunction with the  
1468 commercial operation of agriculture support. Commercial operation of  
1469 agriculture support is limited to those services provided by a  
1470 commercial entity to the agriculture industry and shall be limited to  
1471 the spreading or spraying of materials to promote the growth of crops.

1472 Sec. 27. Section 14-25b of the general statutes is repealed and the  
1473 following is substituted in lieu thereof (*Effective October 1, 2008*):

1474 (a) The commissioner may register any vehicle operated upon any  
1475 public highway as special mobile equipment as defined in subsection

1476 (i) of section 14-165, as amended by this act, and may issue a special  
1477 number plate which shall be displayed in a conspicuous place at the  
1478 rear of such vehicle. The commissioner may issue a registration  
1479 containing any limitation on the operation of any such vehicle which  
1480 he deems necessary for its safe operation, provided such vehicle's  
1481 movement on a highway shall be restricted from its place of storage to  
1482 the construction site or from one construction site to another. No such  
1483 vehicle shall be operated upon or across any highway during the times  
1484 when lights are required as specified in section 14-96a unless it  
1485 displays the lighted lamps required by sections 14-96b and 14-96c.  
1486 Such vehicle shall not be used for the transportation of passengers or a  
1487 payload when operating upon a highway, except that while operating  
1488 on a highway construction project or on a construction project of any  
1489 kind which requires the crossing of a highway, it may carry passengers  
1490 or a payload to the extent required by the project. A vehicle registered  
1491 as special mobile equipment shall be exempt from the equipment  
1492 requirements specified in sections 14-80 to 14-106, inclusive, as  
1493 amended by this act. The commissioner may require that a vehicle for  
1494 which an application for special mobile equipment registration is  
1495 submitted pass an inspection prior to the issuance of such registration  
1496 and at such times as he deems necessary for the safe operation of such  
1497 equipment. The commissioner shall charge an annual fee for such  
1498 registration equal to one-half of the commercial registration fee for a  
1499 vehicle having the same gross weight.

1500 (b) The commissioner may register any vehicle operated upon any  
1501 public highway as a special mobile agriculture vehicle, as defined in  
1502 section 14-165, as amended by this act, and may issue a special number  
1503 plate which shall be displayed in a conspicuous place at the rear of  
1504 such vehicle. The commissioner may issue a registration containing  
1505 any limitation on the operation of any such vehicle which he deems  
1506 necessary for its safe operation, provided such vehicle's operation  
1507 upon or across a highway shall be restricted as follows: (1) To or from  
1508 its place of storage, (2) to or from an agriculture location, or (3) from  
1509 one agriculture location to another. No such vehicle shall be operated



1510 upon or across any highway during any time when lights are required  
1511 pursuant to section 14-96a. Such vehicle shall not be used for the  
1512 transportation of passengers when operating upon or across a  
1513 highway. A vehicle registered as a special mobile agriculture vehicle  
1514 shall be exempt from the equipment requirements set forth in sections  
1515 14-80 to 14-106, inclusive, as amended by this act, and the provisions of  
1516 section 14-262. The commissioner may require any vehicle, for which  
1517 an application for registration as a special mobile agriculture vehicle is  
1518 submitted, to pass an inspection prior to the issuance of such  
1519 registration and at such times as he deems necessary for the safe  
1520 operation of such vehicle. The commissioner shall charge an annual fee  
1521 of four hundred dollars for the registration of such vehicle.

1522       Sec. 28. (NEW) (*Effective October 1, 2008*) Any applicant for a motor  
1523 vehicle operator's license who has not previously held a Connecticut  
1524 motor vehicle operator's license and who does not hold a valid motor  
1525 vehicle operator's license issued by any other state, or by any territory  
1526 or possession of the United States, shall be subject to the requirements  
1527 of subdivision (3) of subsection (e) of section 14-36 of the 2008  
1528 supplement to the general statutes and shall be required to present to  
1529 the Commissioner of Motor Vehicles a certificate of the successful  
1530 completion of a course of not less than eight hours relative to safe  
1531 driving practices, including a minimum of four hours on the nature  
1532 and the medical, biological and physiological effects of alcohol and  
1533 drugs and their impact on the operator of a motor vehicle, the dangers  
1534 associated with the operation of a motor vehicle after the consumption  
1535 of alcohol or drugs by the operator, the problems of alcohol and drug  
1536 abuse and the penalties for alcohol and drug-related motor vehicle  
1537 violations.

1538       Sec. 29. Section 14-65 of the general statutes is repealed and the  
1539 following is substituted in lieu thereof (*Effective from passage*):

1540       (a) No person, firm or corporation shall engage in the business of  
1541 selling motor vehicles at auction unless such person, firm or  
1542 corporation is licensed as a new or used car dealer and has obtained an

1543 auction permit from the commissioner. Such auction permit may be  
1544 issued at the discretion of the commissioner. The fee for such auction  
1545 permit shall be twenty dollars.

1546 (b) A totalled or salvaged motor vehicle with a certificate of title  
1547 stamped "SALVAGE PARTS ONLY" shall be sold at auction in an area  
1548 that is separate from any area in which other motor vehicles are being  
1549 sold at auction.

1550 (c) The provisions of this section shall not apply to a sale by a state  
1551 marshal or to a private auction sale of motor vehicles, used by the  
1552 seller, who is not a used car dealer as defined in section 14-51, in the  
1553 operation of such seller's business or for personal use.

1554 (d) The provisions of this section shall not apply to any person, firm  
1555 or corporation engaged primarily in the business of conducting  
1556 auction sales of construction equipment and other special mobile  
1557 equipment, as defined in subdivision (9) of section 14-165, as amended  
1558 by this act, and incidentally in auction sales of trailers and other motor  
1559 vehicles, at a fixed location and place of business in this state, provided  
1560 such person, firm or corporation was engaged in such business at such  
1561 fixed location and place of business in this state on or before January 1,  
1562 2004. If such person, firm or corporation accepts motor vehicles on  
1563 consignment from any licensed dealer, which motor vehicles are  
1564 offered for sale to the public, such consigning dealer shall be required  
1565 to obtain a permit in accordance with the provisions of subsection (a)  
1566 of this section. Such consigning dealer shall be responsible for  
1567 compliance with the provisions of sections 42-220 to 42-226a, inclusive.

1568 (e) The commissioner shall adopt regulations, in accordance with  
1569 the provisions of chapter 54, to implement the provisions of this  
1570 section.

1571 (f) A violation of subsection (a) of this section shall be a class B  
1572 misdemeanor. Each person, firm or corporation that conducts an  
1573 auction sale in accordance with any of the provisions of this section  
1574 shall be subject to the provisions of sections 14-149 and 14-149a and to

1575 the penalties provided for violations of said sections. The  
1576 commissioner may, after notice and opportunity for a hearing, impose  
1577 a civil penalty of two thousand dollars on any licensee who violates  
1578 subsection (b) of this section or any regulation adopted pursuant to  
1579 subsection (e) of this section.

1580 (g) Notwithstanding the provisions of subsection (e) of section 14-  
1581 62, a licensed new or used car dealer that has obtained an auction  
1582 permit from the commissioner, in accordance with the provisions of  
1583 this section, may sell a motor vehicle at a wholesale dealer auction on  
1584 the condition that such dealer will present a duly assigned certificate  
1585 of title to the purchaser of such motor vehicle not later than fourteen  
1586 days following the date of such purchase. The failure of the dealer to  
1587 present such certificate of title to the purchaser on or before such date  
1588 shall, at the option of the purchaser, void the purchase of such motor  
1589 vehicle. In order to void such purchase, the purchaser shall notify such  
1590 dealer, within two business days following such fourteen day period,  
1591 that such purchaser is exercising the right to void such purchase. Upon  
1592 such notification, the seller shall refund the purchase price and shall be  
1593 responsible for the payment of the round-trip transportation costs  
1594 incurred by the purchaser, as evidenced by a copy of invoices or  
1595 payment receipts.

1596 Sec. 30. Subsections (a) and (b) of section 1-1h of the general statutes  
1597 are repealed and the following is substituted in lieu thereof (*Effective*  
1598 *January 1, 2009*):

1599 (a) Any person who does not possess a valid motor vehicle  
1600 operator's license may apply to the Department of Motor Vehicles for  
1601 an identity card. The application for an identity card shall be  
1602 accompanied by the birth certificate of the applicant or a certificate of  
1603 identification of the applicant issued and authorized for such use by  
1604 the Department of Correction. Such application shall include: (1) The  
1605 applicant's name; (2) the applicant's address; (3) whether the address is  
1606 permanent or temporary; (4) the applicant's [birthdate] date of birth;  
1607 (5) notice to the applicant that false statements on such application are

1608 punishable under section 53a-157b; and (6) such other pertinent  
1609 information as the Commissioner of Motor Vehicles deems necessary.  
1610 A fee of [fifteen dollars] twenty-two dollars and fifty cents shall be  
1611 paid to the department upon issuance to the applicant of an identity  
1612 card which contains a picture of the applicant and specifies the  
1613 applicant's height, sex and eye color. The applicant shall sign the  
1614 application in the presence of an official of the department. The  
1615 commissioner may waive the [fifteen-dollar] fee for any applicant who  
1616 has voluntarily surrendered such applicant's motor vehicle operator's  
1617 license or whose license has been refused by the commissioner  
1618 pursuant to subdivision (4) of subsection (e) of section 14-36 of the  
1619 2008 supplement to the general statutes. The commissioner may waive  
1620 the fee for any applicant who is a resident of a homeless shelter or  
1621 other facility for homeless persons. The commissioner shall adopt  
1622 regulations, in accordance with the provisions of chapter 54, to  
1623 establish the procedure and qualifications for the issuance of an  
1624 identity card to any such homeless applicant.

1625 (b) An identity card shall expire within a period not exceeding  
1626 [four] six years from the date of issuance of such card. Each such card  
1627 shall indicate its date of expiration. Any person who holds an identity  
1628 card shall be notified by the commissioner before its expiration and  
1629 may renew such card in such manner as the commissioner shall  
1630 prescribe upon payment of a fee of [fifteen dollars] twenty-two dollars  
1631 and fifty cents.

1632 Sec. 31. Section 14-106 of the general statutes is repealed and the  
1633 following is substituted in lieu thereof (*Effective October 1, 2008*):

1634 (a) The term "air conditioning equipment" or "equipment", as used  
1635 or referred to in this section, means mechanical vapor compression  
1636 refrigeration equipment which is used to cool the driver's or passenger  
1637 compartment of any motor vehicle.

1638 (b) Such equipment shall be manufactured, installed and  
1639 maintained with due regard for the safety of the occupants of the

1640 vehicle and the public and shall not contain any refrigerant which is  
1641 toxic to persons or which is flammable, unless such refrigerant is  
1642 included in the list published by the United States Environmental  
1643 Protection Agency as a safe alternative motor vehicle air conditioning  
1644 substitute for chlorofluorocarbon-12 pursuant to 42 USC 7671k(c).

1645 (c) The commissioner may adopt and enforce safety requirements,  
1646 regulations and specifications, consistent with the requirements of this  
1647 section, applicable to such equipment, which shall correlate with and,  
1648 so far as possible, conform to the current recommended practice or  
1649 standard applicable to such equipment approved by the Society of  
1650 Automotive Engineers.

1651 (d) No person shall have for sale, offer for sale, sell, equip or  
1652 maintain any motor vehicle with any such equipment unless he is  
1653 licensed under section 14-52 and such equipment complies with the  
1654 requirements of this section.

1655 (e) No person shall operate on any highway any motor vehicle  
1656 equipped with any air conditioning equipment unless such equipment  
1657 complies with the requirements of this section.

1658 (f) Violation of any provision of subsections (d) and (e) of this  
1659 section shall be an infraction.

1660 Sec. 32. Section 14-300 of the 2008 supplement to the general statutes  
1661 is repealed and the following is substituted in lieu thereof (*Effective*  
1662 *October 1, 2008*):

1663 (a) The traffic authority shall have power to designate, by  
1664 appropriate devices or markers or by lines upon the surface of the  
1665 highway, such crosswalks and intersections as, in its opinion,  
1666 constitute an especial danger to pedestrians crossing the highway  
1667 including, but not limited to, specially marked crosswalks in the  
1668 vicinity of schools, which crosswalks shall have distinctive markings,  
1669 in accordance with the regulations of the State Traffic Commission, to  
1670 denote use of such crosswalks by school children; and may maintain

1671 suitable signs located at intervals along highways, particularly where  
1672 there are no sidewalks, directing pedestrians to walk facing vehicular  
1673 traffic.

1674 (b) At any intersection where special pedestrian-control signals  
1675 bearing the words "Walk" or "Don't Walk" are placed, pedestrians may  
1676 cross the highway only as indicated by the signal. At any intersection  
1677 where traffic is controlled by other traffic control signals or by police  
1678 officers, pedestrians shall not cross the highway against a red or "Stop"  
1679 signal and shall not cross at any place not a marked or unmarked  
1680 crosswalk. A pedestrian started or starting across the highway on a  
1681 "Walk" signal or on any such crosswalk on a green or "Go" signal shall  
1682 have the right of way over all vehicles, including those making turns,  
1683 until such pedestrian has reached the opposite curb or safety zone.

1684 (c) Except as provided in subsection (c) of section 14-300c, at any  
1685 crosswalk marked as provided in subsection (a) of this section or any  
1686 unmarked crosswalk, provided such crosswalks are not controlled by  
1687 police officers or traffic control signals, each operator of a vehicle shall  
1688 grant the right-of-way, and slow or stop such vehicle if necessary to so  
1689 grant the right-of-way, to any pedestrian crossing the roadway within  
1690 such crosswalk, provided such pedestrian steps off the curb or into the  
1691 crosswalk at the entrance to a crosswalk or is within that half of the  
1692 roadway upon which such operator of a vehicle is traveling or such  
1693 pedestrian steps off the curb or into the crosswalk at the entrance to a  
1694 crosswalk or is crossing the roadway within such crosswalk from that  
1695 half of the roadway upon which such operator is not traveling. No  
1696 operator of a vehicle approaching from the rear shall overtake and  
1697 pass any vehicle the operator of which has stopped at any crosswalk  
1698 marked as provided in subsection (a) of this section or any unmarked  
1699 crosswalk to permit a pedestrian to cross the roadway. The operator of  
1700 any vehicle crossing a sidewalk shall yield the right-of-way to each  
1701 pedestrian and all other traffic upon such sidewalk. [The operator of  
1702 any motor vehicle who violates this section shall be deemed to have  
1703 committed an infraction and be fined ninety dollars.]

1704 (d) The operator of a motor vehicle who approaches or comes into  
1705 the immediate vicinity of a pedestrian who is blind, as defined in  
1706 subsection (a) of section 1-1f, carrying a white cane or a white cane  
1707 tipped with red, or a pedestrian being guided by a guide dog, shall  
1708 reduce speed or stop, if necessary, to yield the right-of-way to such  
1709 pedestrian. No person, except one who is blind, shall carry or use on  
1710 any street or highway, or in any other public place, a cane or walking  
1711 stick which is white in color or white, tipped with red.

1712 (e) The operator of any motor vehicle who violates this section shall  
1713 be deemed to have committed an infraction and be fined ninety  
1714 dollars.

1715 ~~[(d)]~~ (f) In any civil action arising under subsection (c) or (d) of this  
1716 section or sections 14-300b to 14-300d, inclusive, the doctrine of  
1717 negligence per se shall not apply.

1718 Sec. 33. Subsection (b) of section 51-164n of the 2008 supplement to  
1719 the general statutes is repealed and the following is substituted in lieu  
1720 thereof (*Effective October 1, 2008*):

1721 (b) Notwithstanding any provision of the general statutes, any  
1722 person who is alleged to have committed (1) a violation under the  
1723 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-  
1724 283, 7-325, 7-393, 8-25 of the 2008 supplement to the general statutes, 8-  
1725 27, 9-63, 9-296 of the 2008 supplement to the general statutes, 9-305, 9-  
1726 322, 9-350, 10-193, 10-197, 10-198, 10-230, 10-251, 10-254, 12-52, 12-  
1727 170aa, 12-292, or 12-326g of the 2008 supplement to the general  
1728 statutes, subdivision (4) of section 12-408, subdivision (3), (5) or (6) of  
1729 section 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-  
1730 107, 13a-113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-  
1731 140, 13a-143b, 13a-247 or 13a-253, subsection (f) of section 13b-42,  
1732 section 13b-90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a,  
1733 13b-410b or 13b-410c, subsection (a), (b) or (c) of section 13b-412,  
1734 section 13b-414, subsection (d) of section 14-12, section 14-20a or 14-  
1735 27a, subsection (e) of section 14-34a, subsection (d) of section 14-35,

1736 section 14-43, 14-49 of the 2008 supplement to the general statutes, as  
1737 amended by this act, 14-50a or 14-58, subsection (b) of section 14-66 of  
1738 the 2008 supplement to the general statutes, section 14-66a, 14-66b or  
1739 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-80h,  
1740 section 14-97a, 14-100b, 14-103a of the 2008 supplement to the general  
1741 statutes, 14-106a, 14-106c, 14-146, 14-152, 14-153 or 14-163b, a first  
1742 violation as specified in subsection (f) of section 14-164i, as amended  
1743 by this act, section 14-219 as specified in subsection (e) of said section,  
1744 subdivision (1) of section 14-223a, section 14-240, 14-249, 14-250 or 14-  
1745 253a of the 2008 supplement to the general statutes, subsection (a) of  
1746 section 14-261a of the 2008 supplement to the general statutes, section  
1747 14-262, 14-264, 14-267a of the 2008 supplement to the general statutes,  
1748 14-269, as amended by this act, 14-270, 14-275a, 14-278 or 14-279,  
1749 subsection (e) of section 14-283, section 14-291, 14-293b, 14-296aa, 14-  
1750 319, 14-320, 14-321, 14-325a, 14-326, 14-330 or 14-332a, subdivision (1),  
1751 (2) or (3) of section 14-386a, section 15-33, subsection (a) of section 15-  
1752 115, section 16-256, 16-256e, 16a-15 of the 2008 supplement to the  
1753 general statutes or 16a-22, subsection (a) or (b) of section 16a-22h,  
1754 section 17a-24, 17a-145 of the 2008 supplement to the general statutes,  
1755 17a-149, 17a-152, 17a-465, 17a-642, 17b-124, 17b-131, 17b-137 of the  
1756 2008 supplement to the general statutes or 17b-734, subsection (b) of  
1757 section 17b-736, section 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b)  
1758 of section 19a-87a, section 19a-91 of the 2008 supplement to the general  
1759 statutes, 19a-105, 19a-107, 19a-215, 19a-219, 19a-222, 19a-224, 19a-286,  
1760 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338, 19a-339,  
1761 19a-340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-257, 20-265 or  
1762 20-324e, subsection (a) of section 20-341 of the 2008 supplement to the  
1763 general statutes, section 20-341l, 20-597, 20-608, 20-610, 21-30, 21-38, 21-  
1764 39, 21-43, 21-47, 21-48, 21-63, 21-76a, 21a-21, 21a-25 of the 2008  
1765 supplement to the general statutes, 21a-26 or 21a-30, subsection (a) of  
1766 section 21a-37, section 21a-46, 21a-61, 21a-63 or 21a-77 of the 2008  
1767 supplement to the general statutes, subsection (b) of section 21a-79,  
1768 section 21a-85, 21a-154, 21a-159, 22-13, 22-14, 22-15, 22-16, 22-29, 22-34,  
1769 22-35, 22-36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49,  
1770 22-54, 22-61, 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-279, 22-280a,



1771 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection (b) or (e) of  
1772 section 22-344, section 22-359, 22-366, 22-391 of the 2008 supplement to  
1773 the general statutes, 22-413 of the 2008 supplement to the general  
1774 statutes, 22-414 of the 2008 supplement to the general statutes, 22-415  
1775 of the 2008 supplement to the general statutes, 22a-66a of the 2008  
1776 supplement to the general statutes or 22a-246, subsection (a) of section  
1777 22a-250, subsection (e) of section 22a-256h, subsection (a) of section  
1778 22a-381d, section 22a-449 of the 2008 supplement to the general  
1779 statutes, 22a-461, 23-37, 23-38, 23-46 of the 2008 supplement to the  
1780 general statutes or 23-61b, subsection (a) or (b) of section 23-65, section  
1781 25-37, 25-40, 26-19, 26-21, 26-31, 26-40, 26-40a, 26-49, 26-54, 26-59, 26-61,  
1782 26-64, 26-79, 26-89, 26-97 of the 2008 supplement to the general  
1783 statutes, 26-107, 26-117, 26-128, 26-131, 26-132, 26-138, 26-141, 26-207,  
1784 26-215, 26-224a, 26-227, 26-230, 26-294, 28-13 of the 2008 supplement to  
1785 the general statutes, 29-6a, 29-109, 29-143o, 29-143z, 29-161y, 29-161z,  
1786 29-198, 29-210 of the 2008 supplement to the general statutes, 29-243,  
1787 29-277, 29-316, 29-318, 29-341 of the 2008 supplement to the general  
1788 statutes, 29-381, 30-48a, 30-86a, 31-3, 31-10, 31-11, 31-12 of the 2008  
1789 supplement to the general statutes, 31-13 of the 2008 supplement to the  
1790 general statutes, 31-14, 31-15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-28, 31-  
1791 32, 31-36, 31-38, 31-38a, 31-40, 31-44, 31-47, 31-48, 31-51, 31-51k, 31-52,  
1792 31-52a or 31-54, subsection (a) or (c) of section 31-69, section 31-70, 31-  
1793 74, 31-75, 31-76, 31-76a of the 2008 supplement to the general statutes,  
1794 31-89b or 31-134, subsection (i) of section 31-273, section 31-288 of the  
1795 2008 supplement to the general statutes, 36a-787, 42-230, 45a-450, 45a-  
1796 634 or 45a-658, subdivision (13) or (14) of section 46a-54, section 46a-59,  
1797 46b-22 of the 2008 supplement to the general statutes, 46b-24 of the  
1798 2008 supplement to the general statutes, 46b-34, 46b-38dd of the 2008  
1799 supplement to the general statutes, 46b-38gg of the 2008 supplement to  
1800 the general statutes, 46b-38kk, 47-34a, 47-47, 49-8a, 49-16 or 53-133,  
1801 [subsection (a) or (b) of section 53-211,] or section 53-212a, 53-249a, 53-  
1802 252, 53-264, 53-302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331, 53-  
1803 344 or 53-450, or (2) a violation under the provisions of chapter 268, or  
1804 (3) a violation of any regulation adopted in accordance with the  
1805 provisions of section 12-484, 12-487 or 13b-410, or (4) a violation of any

1806 ordinance, regulation or bylaw of any town, city or borough, except  
1807 violations of building codes and the health code, for which the penalty  
1808 exceeds ninety dollars but does not exceed two hundred fifty dollars,  
1809 unless such town, city or borough has established a payment and  
1810 hearing procedure for such violation pursuant to section 7-152c, shall  
1811 follow the procedures set forth in this section.

1812 Sec. 34. Subparagraph (A) of subdivision (82) of section 12-412 of the  
1813 2008 supplement to the general statutes is repealed and the following  
1814 is substituted in lieu thereof (*Effective October 1, 2008*):

1815 (82) (A) The sale of and the storage, use or other consumption of any  
1816 commercial motor vehicle, as defined in subparagraphs (A) and (B) of  
1817 subdivision [(13)] (15) of subsection (a) of section 14-1 of the 2008  
1818 supplement to the general statutes, as amended by this act, that is  
1819 operating pursuant to the provisions of section 13b-88 or 13b-89,  
1820 during the period commencing upon its purchase and ending one year  
1821 after the date of purchase, provided seventy-five per cent of its  
1822 revenue from its days in service is derived from out-of-state trips or  
1823 trips crossing state lines.

1824 Sec. 35. Section 13b-38c of the 2008 supplement to the general  
1825 statutes is repealed and the following is substituted in lieu thereof  
1826 (*Effective October 1, 2008*):

1827 The Commissioner of Transportation is authorized to loan funds for  
1828 the purpose of financing the acquisition of vanpool vehicles, as defined  
1829 in [subdivision (94) of] section 14-1 of the 2008 supplement to the  
1830 general statutes, as amended by this act, to any person, firm or  
1831 organization.

1832 Sec. 36. Section 13b-89a of the 2008 supplement to the general  
1833 statutes is repealed and the following is substituted in lieu thereof  
1834 (*Effective October 1, 2008*):

1835 The recipient of a permit pursuant to section 13b-89, who owns or  
1836 operates a motor bus, as defined in [subdivision (47) of] section 14-1 of

1837 the 2008 supplement to the general statutes, as amended by this act,  
1838 which has an upper and lower deck, may register such motor bus in  
1839 this state, provided such motor bus complies with manufacturing and  
1840 safety standards for motor buses established under federal statutes  
1841 and regulations. The Commissioner of Transportation shall adopt  
1842 regulations in accordance with this section.

1843 Sec. 37. Subsection (e) of section 14-100a of the 2008 supplement to  
1844 the general statutes is repealed and the following is substituted in lieu  
1845 thereof (*Effective October 1, 2008*):

1846 (e) (1) Any person who transports an individual who remains in a  
1847 wheelchair while being transferred into and out of a vehicle, in any  
1848 motor vehicle on the highways of this state, shall provide and require  
1849 the use of a device designed to secure individuals in wheelchairs while  
1850 transferring such individuals from the ground to the vehicle and from  
1851 the time the motor vehicle is brought to a stop until such individuals  
1852 are transferred from the vehicle to the ground. Such device shall be  
1853 located in the motor vehicle at all times. The Commissioner of Motor  
1854 Vehicles may, after consultation with the Departments of  
1855 Transportation and Public Health, establish regulations to implement  
1856 the provisions of this section and sections 13b-105 of the 2008  
1857 supplement to the general statutes and 14-102a of the 2008 supplement  
1858 to the general statutes, subsection (d) of section 14-103 of the 2008  
1859 supplement to the general statutes, subsection (a) of section 14-275 of  
1860 the 2008 supplement to the general statutes and subsection (a) of  
1861 section 19a-180 of the 2008 supplement to the general statutes.

1862 (2) The following motor vehicles registered in this state for the first  
1863 time on or after October 1, 2007, that transport individuals who remain  
1864 in wheelchairs while being transported, shall, in addition to the  
1865 requirements of subdivision (1) of this subsection, install or provide  
1866 and require the use of a device that secures the wheelchair to the motor  
1867 vehicle's mechanical lift or otherwise prevents or seeks to prevent an  
1868 individual in a wheelchair from falling from such mechanical lift or  
1869 motor vehicle: (A) Motor vehicles in livery service, as defined in

1870 section 13b-101, (B) service buses, as defined in [subdivision (77) of]  
1871 section 14-1 of the 2008 supplement to the general statutes, as amended  
1872 by this act, (C) invalid coaches, as defined in subdivision (11) of section  
1873 19a-175, (D) vanpool vehicles, as defined in [subdivision (94) of]  
1874 section 14-1 of the 2008 supplement to the general statutes, as amended  
1875 by this act, (E) school buses, as defined in [subdivision (73) of] section  
1876 14-1 of the 2008 supplement to the general statutes, as amended by this  
1877 act, (F) motor buses, as defined in [subdivision (47) of] section 14-1 of  
1878 the 2008 supplement to the general statutes, as amended by this act,  
1879 (G) student transportation vehicles, as defined in [subdivision (8) of]  
1880 section 14-212, and (H) camp vehicles, as defined in [subdivision (98)  
1881 of] section 14-1 of the 2008 supplement to the general statutes, as  
1882 amended by this act. The provisions of this subsection shall also apply  
1883 to all motor vehicles used by municipal, volunteer and commercial  
1884 ambulance services, rescue services and management services, as  
1885 defined in subdivision (19) of section 19a-175.

1886 (3) Violation of any provision of this subsection is an infraction.

1887 Sec. 38. Subsection (a) of section 38a-363 of the general statutes is  
1888 repealed and the following is substituted in lieu thereof (*Effective*  
1889 *October 1, 2008*):

1890 (a) "Injury" means bodily injury, sickness or disease, including death  
1891 resulting therefrom, accidentally caused and arising out of the  
1892 ownership, maintenance or use of (1) a private passenger motor  
1893 vehicle; or (2) a vehicle with a commercial registration, as defined in  
1894 [subdivision (14) of subsection (a) of] section 14-1 of the 2008  
1895 supplement to the general statutes, as amended by this act.

1896 Sec. 39. Section 14-290 of the general statutes is amended by adding  
1897 subsection (d) as follows (*Effective October 1, 2008*):

1898 (NEW) (d) A vehicle or vehicle combination used exclusively by the  
1899 state or a municipality, or any authorized agent or contractor of the  
1900 state or municipality, for the removal of leaves and similar, organic  
1901 materials from any highway, road or street, shall be exempt from the

1902 provisions of sections 14-261, 14-261a and 14-262, provided such  
1903 vehicle or vehicle combination is being operated by a person who is  
1904 the holder of a commercial driver's license bearing a "T" endorsement.

1905 Sec. 40. Section 14-11a of the general statutes is repealed and the  
1906 following is substituted in lieu thereof (*Effective July 1, 2008*):

1907 The Commissioner of Motor Vehicles shall not issue a registration  
1908 certificate in a name other than that of the owner of the vehicle or issue  
1909 an operator's license in a name other than that of the applicant for such  
1910 license, except when the statements made on the application for such  
1911 certificate or license have been verified by the office of the Chief State's  
1912 Attorney and such certificate or license is issued for the purposes of  
1913 law enforcement activities in accordance with regulations adopted by  
1914 the commissioner pursuant to chapter 54. The office of the Chief State's  
1915 Attorney shall establish and transmit to the joint standing committee  
1916 of the General Assembly having cognizance of matters relating to  
1917 judiciary the proposed criteria to be used by the office of the Chief  
1918 State's Attorney in such verification. Before such criteria shall be  
1919 employed by the office of the Chief State's Attorney, said committee  
1920 shall approve the same in writing. The commissioner is authorized to  
1921 waive the fee for any registration certificate or operator's license issued  
1922 in accordance with the provisions of this section.

1923 Sec. 41. Subsections (b) and (c) of section 14-11c of the general  
1924 statutes are repealed and the following is substituted in lieu thereof  
1925 (*Effective July 1, 2008*):

1926 (b) The Motor Carrier Advisory Council shall consist of the  
1927 following voting members: The Commissioners of Transportation,  
1928 Motor Vehicles, Public Safety, Revenue Services, Economic and  
1929 Community Development and Environmental Protection, or their  
1930 designees, and any other commissioner of a state agency, or [his] such  
1931 commissioner's designee, invited to participate. The Commissioner of  
1932 Motor Vehicles or [his] the commissioner's designee shall organize and  
1933 serve as [chairman] chairperson of the council. The council shall only

1934 make recommendations or take actions by a unanimous vote of all  
1935 members present and voting. The council may make recommendations  
1936 as the council deems appropriate to the United States Congress, the  
1937 Governor or the General Assembly.

1938 (c) The chairperson of the council shall convene a regular meeting  
1939 semiannually, for the following purposes: (1) Prior to the  
1940 commencement of each regular session of the General Assembly, the  
1941 council shall meet concerning legislative proposals of the various state  
1942 agencies and the representatives of the motor carrier industry; and (2)  
1943 after the close of each regular session of the General Assembly, the  
1944 council shall meet concerning the impacts and implementation of any  
1945 legislation affecting the motor carrier industry. [; and (3) at the call of  
1946 the chairman, provided the council shall meet, notwithstanding the  
1947 provisions of subdivisions (1) and (2) of this subsection, at least  
1948 semiannually] Additional meetings may be convened at the call of the  
1949 chairperson.

1950 Sec. 42. Subsection (a) of section 14-12g of the general statutes is  
1951 repealed and the following is substituted in lieu thereof (*Effective July*  
1952 *1, 2008*):

1953 (a) When a private passenger motor vehicle liability insurance  
1954 policy has been cancelled and the Commissioner of Motor Vehicles  
1955 determines that the owner of a registered motor vehicle is in violation  
1956 of the mandatory security requirements of sections 14-12c and 38a-371,  
1957 the commissioner shall issue to such owner a notice of suspension of  
1958 the registration involved, provided the commissioner may decline to  
1959 issue such notice if the registration of the motor vehicle is cancelled or  
1960 if the commissioner cannot establish that such violation occurred for a  
1961 period of more than fourteen days.

1962 Sec. 43. Subdivision (5) of subsection (a) of section 31-222 of the  
1963 general statutes is repealed and the following is substituted in lieu  
1964 thereof (*Effective from passage*):

1965 (5) No provision of this chapter, except section 31-254 of the 2008

1966 supplement to the general statutes, shall apply to any of the following  
1967 types of service or employment, except when voluntarily assumed, as  
1968 provided in section 31-223:

1969 (A) Service performed by an individual in the employ of his son,  
1970 daughter or spouse, and service performed by a child under the age of  
1971 eighteen in the employ of his father or mother;

1972 (B) Service performed in the employ of the United States  
1973 government, any other state, any town or city of any other state, or any  
1974 political subdivision or instrumentality of any of them; except that, to  
1975 the extent that the Congress of the United States permits states to  
1976 require any instrumentalities of the United States to make  
1977 contributions to an unemployment fund under a state unemployment  
1978 compensation law, all of the provisions of this chapter shall be  
1979 applicable to such instrumentalities and to services performed for such  
1980 instrumentalities; provided, if this state is not certified for any year by  
1981 the Secretary of Labor under Section 3304 of the Federal Internal  
1982 Revenue Code, the contributions required of such instrumentalities  
1983 with respect to such year shall be refunded by the administrator from  
1984 the fund in the same manner and within the same period as is  
1985 provided in sections 31-268, 31-269, 31-270 and 31-271 with respect to  
1986 contributions erroneously collected;

1987 (C) Service with respect to which unemployment compensation is  
1988 payable under an unemployment compensation plan established by an  
1989 Act of Congress, provided the administrator is authorized to enter into  
1990 agreements with the proper agencies under such Act of Congress, to  
1991 provide reciprocal treatment to individuals who have, after acquiring  
1992 potential rights to benefits under this chapter, acquired rights to  
1993 unemployment compensation under such Act of Congress, or who  
1994 have, after acquiring potential rights to unemployment compensation  
1995 under such Act of Congress, acquired rights to benefits under this  
1996 chapter, and provided further, in computing benefits the administrator  
1997 shall disregard all wages paid by employers who fall within the  
1998 definition of "employer" in Section 1(a) of the Federal Railroad

1999 Unemployment Insurance Act;

2000 (D) Service performed in this state or elsewhere with respect to  
2001 which contributions are required and paid under an unemployment  
2002 compensation law of any other state;

2003 (E) Service not in the course of the employer's trade or business  
2004 performed in any calendar quarter by an employee, unless the cash  
2005 remuneration paid for such service is fifty dollars or more and such  
2006 service is performed by an individual who is regularly employed by  
2007 such employer to perform such service. For purposes of this  
2008 subparagraph, an individual shall be deemed to be regularly  
2009 employed by an employer during a calendar quarter only if (i) on each  
2010 of some twenty-four days during such quarter such individual  
2011 performs for such employer for some portion of the day service not in  
2012 the course of the employer's trade or business; or (ii) such individual  
2013 was so employed by such employer in the performance of such service  
2014 during the preceding calendar quarter;

2015 (F) Service performed in any calendar quarter in the employ of any  
2016 organization exempt from income tax under Section 501(a) of the  
2017 Internal Revenue Code or under Section 521 of said code excluding  
2018 any organization described in Section 401(a) of said code, if the  
2019 remuneration for such service is less than fifty dollars;

2020 (G) Service performed in the employ of a school, college, or  
2021 university if such service is performed (i) by a student who is enrolled  
2022 and is regularly attending classes at such school, college or university,  
2023 or (ii) by the spouse of such a student, if such spouse is advised at the  
2024 time such spouse commences to perform such service, that (I) the  
2025 employment of such spouse to perform such service is provided under  
2026 a program to provide financial assistance to such student by such  
2027 school, college or university, and (II) such employment will not be  
2028 covered by any program of unemployment insurance;

2029 (H) Service performed as a student nurse in the employ of a hospital  
2030 or a nurses' training school chartered pursuant to state law by an



2031 individual who is enrolled and is regularly attending classes in such  
2032 nurses' training school, and service performed as an intern in the  
2033 employ of a hospital by an individual who has completed a four years'  
2034 course in a medical school chartered or approved pursuant to state  
2035 law;

2036 (I) Service performed by an individual under the age of eighteen in  
2037 the delivery or distribution of newspapers or shopping news, not  
2038 including delivery or distribution to any point for subsequent delivery  
2039 or distribution;

2040 (J) Service performed by an individual who is enrolled, at a  
2041 nonprofit or public educational institution which normally maintains a  
2042 regular faculty and curriculum and normally has a regularly organized  
2043 body of students in attendance at the place where its educational  
2044 activities are carried on, as a student in a full-time program, taken for  
2045 credit at such institution, which combines academic instruction with  
2046 work experience, if such service is an integral part of such program,  
2047 and such institution has so certified to the employer, except that this  
2048 subparagraph shall not apply to service performed in a program  
2049 established for or on behalf of an employer or group of employers;

2050 (K) Service performed by an individual as an insurance agent, other  
2051 than an industrial life insurance agent, and service performed by an  
2052 individual as a real estate salesperson, if all such service is performed  
2053 for remuneration solely by way of commission;

2054 (L) Service performed in the employ of a hospital, if such service is  
2055 performed by a patient of the hospital, as defined in subsection (h) of  
2056 this section;

2057 (M) Service performed by an individual in the employ of any town,  
2058 city or other political subdivision, provided such service is performed  
2059 in lieu of payment of any delinquent tax payable to such town, city or  
2060 other political subdivision; [and]

2061 (N) Service performed by an individual as an outside sales

2062 representative of a for-profit travel agency if substantially all of such  
2063 service is performed outside of any travel agency premises, and all  
2064 such service is performed for remuneration solely by way of  
2065 commission. For purposes of this subparagraph, an "outside sales  
2066 representative" means an individual whose services to a for-profit  
2067 travel agency are performed under such travel agency's Airlines  
2068 Reporting Corporation accreditation, or the International Airlines  
2069 Travel Agent Network endorsement; and

2070 (O) Service performed by the operator of an escort motor vehicle,  
2071 for an oversize vehicle, overweight vehicle or a vehicle with a load  
2072 traveling upon any Connecticut highway pursuant to a permit  
2073 required by section 14-270, and the regulations adopted pursuant to  
2074 said section, provided the following conditions are met:

2075 (i) The service is provided by an individual operator who is  
2076 engaged in the business or trade of providing such escort motor  
2077 vehicle;

2078 (ii) The operator is, and has been, free from control and direction by  
2079 any other business or other person in connection with the actual  
2080 performance of such services;

2081 (iii) The operator owns his or her own vehicle, and statutorily  
2082 required equipment, and exclusively employs this equipment in  
2083 providing such services; and

2084 (iv) The operator is treated as an independent contractor for all  
2085 purposes, including, but not limited to, federal and state taxation,  
2086 workers' compensation, choice of hours worked and choice to accept  
2087 referrals from multiple entities without consequence.

2088 Sec. 44. Subsection (c) of section 14-275 of the 2008 supplement to  
2089 the general statutes is repealed and the following is substituted in lieu  
2090 thereof (*Effective October 1, 2008*):

2091 (c) Each school bus shall be equipped with special automatic,

2092 electrically-operated flashing stop signals, which shall be independent  
2093 and separate from the braking, stop and tail lights of standard  
2094 equipment. Such flashing lights may include automatic traffic  
2095 signalling devices showing red and amber lights and shall be so  
2096 located that adequate warning will be afforded to both oncoming and  
2097 overtaking traffic, except that each school bus manufactured on and  
2098 after October 1, 1984, and registered for use in this state shall be  
2099 equipped with an eight-light warning system, showing two red  
2100 flashing stop signals and two amber flashing warning signals on the  
2101 front and rear of the bus, and a stop semaphore. The commissioner  
2102 may adopt standards for an eight-light warning system and standards  
2103 and specifications for the construction of school buses and for  
2104 equipment to be maintained on school buses consistent with the  
2105 provisions of sections 14-275 to 14-281, inclusive. Both public and  
2106 private owners of school buses shall maintain a record of such kinds of  
2107 repairs made to such buses as the commissioner may require and such  
2108 work record shall be available at all times to the commissioner and the  
2109 commissioner's designated assistants. All such maintenance records  
2110 shall be retained for a period of two years. Each school bus shall be  
2111 equipped with emergency lighting equipment as provided by section  
2112 14-97a, with a defrosting device as provided by section 14-97, with a  
2113 system of mirrors as provided in the Code of Federal Regulations Title  
2114 49, Section 571.111, as amended, or with an outside mirror as provided  
2115 by section 14-99 and a system of crossover mirrors designed and  
2116 mounted so as to give the driver a view of the road from the front  
2117 bumper forward to a point where direct observation is possible and  
2118 along the left and right sides of the bus, with a signalling device as  
2119 provided by section 14-101, and with chain nonskid devices for  
2120 immediate use on at least one outside or inside rear tire on each side or  
2121 tires designed to prevent skidding on all rear wheels when weather  
2122 and highway conditions require such use. Commencing February 1,  
2123 1974, each new school bus with a vehicle air brake system shall be so  
2124 equipped that the brake system is operated from a separate air  
2125 reservoir tank other than the air reservoir tank used to operate any  
2126 other compressed air or vacuum operated devices with which the

2127 school bus may be equipped. The seating requirements of section 14-  
2128 273 shall be observed. Notwithstanding the provisions of section 14-98,  
2129 school buses may be equipped with tires incorporating a metal  
2130 nonskid device during the period from October fifteenth to April  
2131 thirtieth, inclusive. Each school bus that is model year 2007 or newer  
2132 shall be equipped with a crossing control arm mounted on the right  
2133 end of the front bumper. The commissioner shall establish additional  
2134 standards and requirements for such devices in regulations adopted in  
2135 accordance with the provisions of chapter 54.

2136 Sec. 45. Subsection (a) of section 14-36g of the 2008 supplement to  
2137 the general statutes, as amended by section 4 of substitute house bill  
2138 5748 of the current session, is repealed and the following is substituted  
2139 in lieu thereof (*Effective August 1, 2008*):

2140 (a) Each person who holds a motor vehicle operator's license issued  
2141 on and after August 1, 2008, and who is sixteen or seventeen years of  
2142 age shall comply with the following requirements:

2143 (1) Except as provided in subsection (b) of this section, for the  
2144 period of six months after the date of issuance of such license, such  
2145 person shall not transport more than (A) such person's parents or legal  
2146 guardian, at least one of whom holds a motor vehicle operator's  
2147 license, or (B) one passenger who is a driving instructor licensed by the  
2148 Department of Motor Vehicles, or a person twenty years of age or  
2149 older who has been licensed to operate, for at least four years  
2150 preceding the time of being transported, a motor vehicle of the same  
2151 class as the motor vehicle being operated and who has not had his or  
2152 her motor vehicle operator's license suspended by the commissioner  
2153 during such four-year period;

2154 (2) Except as provided in subsection (b) of this section, for the  
2155 period beginning six months after the date of issuance of such license  
2156 and ending one year after the date of issuance of such license, such  
2157 person shall not transport any passenger other than as permitted  
2158 under subdivision (1) of this subsection and any additional member or

2159 members of such person's immediate family;

2160 (3) No such person shall operate any motor vehicle for which a  
2161 public passenger transportation permit is required in accordance with  
2162 the provisions of section 14-44 of the 2008 supplement to the general  
2163 statutes or a vanpool vehicle, as defined in section 14-1 of the 2008  
2164 supplement to the general statutes, as amended by this act;

2165 (4) No such person shall transport more passengers in a motor  
2166 vehicle than the number of seat safety belts permanently installed in  
2167 such motor vehicle;

2168 (5) No such person issued a motorcycle endorsement shall transport  
2169 any passenger on a motorcycle for a period of six months after the date  
2170 of issuance; and

2171 (6) Except as provided in subsection (b) of this section, no such  
2172 person shall operate a motor vehicle on any highway, as defined in  
2173 section 14-1 of the 2008 supplement to the general statutes, at or after  
2174 11:00 p.m. until and including 5:00 a.m. of the following day unless (A)  
2175 such person is traveling for his or her employment or school or  
2176 religious activities, (B) there is a medical necessity for such travel, or  
2177 (C) such person is an assigned driver in a Safe Ride program  
2178 sponsored by the American Red Cross, the Boy Scouts of America or  
2179 other national public service organization.

2180 Sec. 46. Section 14-36g of the 2008 supplement to the general  
2181 statutes, as amended by section 4 of substitute house bill 5748 of the  
2182 current session, is amended by adding subsection (e) as follows  
2183 (*Effective August 1, 2008*):

2184 (NEW) (e) Notwithstanding the provisions of this section, the  
2185 provisions of this section in effect July 31, 2008, shall be applicable to  
2186 any person who is sixteen or seventeen years of age and who has been  
2187 issued a motor vehicle operator's license prior to August 1, 2008.

2188 Sec. 47. Subdivision (2) of subsection (b) of section 14-111 of the

2189 general statutes, as amended by section 6 of substitute house bill 5748  
2190 of the current session, is repealed and the following is substituted in  
2191 lieu thereof (*Effective August 1, 2008*):

2192 (2) Notwithstanding the provisions of section 14-111b, whenever the  
2193 holder of any motor vehicle operator's license who is less than eighteen  
2194 years of age has been convicted or has forfeited any bond taken or has  
2195 received a suspended judgment or sentence for any of the following  
2196 violations, the commissioner shall suspend such person's operator's  
2197 license as follows: For a first violation of subdivision (4) of subsection  
2198 (a) of section 14-219, or subdivision (4) of subsection (b) of section 14-  
2199 219, for a period of sixty days and, for a second violation thereof, for a  
2200 period of ninety days and, for a third or subsequent violation thereof,  
2201 for a period of six months; for a first violation of subsection (a) of  
2202 section 14-222, for a period of six months and, for a subsequent  
2203 violation thereof, for a period of one year; for a violation of subsection  
2204 (c) of section 14-224, for a period of six months and, for a subsequent  
2205 violation thereof, for a period of one year; for a first violation of section  
2206 14-296aa, for a period of thirty days and, for a second violation thereof,  
2207 for a period of ninety days and, for a third or subsequent violation  
2208 thereof, for a period of six months.

2209 Sec. 48. Section 8 of substitute house bill 5748 of the current session  
2210 is repealed and the following is substituted in lieu thereof (*Effective*  
2211 *August 1, 2008*):

2212 (a) If a police officer issues an infractions complaint to any person  
2213 for a violation of the provisions of section 14-36g of the 2008  
2214 supplement to the general statutes, as amended by this act, the motor  
2215 vehicle operator's license of such person shall be suspended for a  
2216 period of forty-eight hours commencing on the date and time such  
2217 complaint is issued, and such officer, acting on behalf of the  
2218 Commissioner of Motor Vehicles, shall immediately seize and take  
2219 possession of such person's motor vehicle operator's license and may  
2220 cause such vehicle to be removed. In order to regain possession of such  
2221 person's operator's license, after such forty-eight-hour period, such

2222 person and, unless such person is emancipated in accordance with the  
2223 provisions of section 46b-150b, of the general statutes, such person's  
2224 parent or legal guardian shall appear in person at the police  
2225 department, state police barracks or other location designated by the  
2226 police officer, and sign a written acknowledgement of the return of  
2227 such license. No restoration fee shall be required to be paid to the  
2228 commissioner, in accordance with the provisions of section 14-50b of  
2229 the general statutes, but the police officer shall make a written report  
2230 of the violation and the suspension action, in such form and containing  
2231 such information as the commissioner shall prescribe, and shall file or  
2232 transmit such report to the commissioner in such time and manner as  
2233 the commissioner shall prescribe.

2234 (b) If any person operating a motor vehicle, subject to the provisions  
2235 of section 14-36g of the 2008 supplement to the general statutes, as  
2236 amended by this act, is stopped by a police officer and arrested or  
2237 issued a summons by such officer for (A) violating subdivision (4) of  
2238 subsection (a) of section 14-219 of the general statutes, as amended by  
2239 this act, (B) operating a motor vehicle under the influence of alcohol or  
2240 any drug or both in violation of section 14-227a or 14-227g of the  
2241 general statutes, (C) engaging in racing a motor vehicle on a public  
2242 highway in violation of subsection (c) of section 14-224 of the general  
2243 statutes, or (D) operating a motor vehicle recklessly in violation of  
2244 section 14-222 of the general statutes, the motor vehicle operator's  
2245 license of such person shall be suspended for a period of forty-eight  
2246 hours commencing on the date and time such person is arrested or  
2247 such summons is issued, and such officer, acting on behalf of the  
2248 Commissioner of Motor Vehicles, shall immediately seize and take  
2249 possession of such person's motor vehicle operator's license and cause  
2250 such motor vehicle to be removed. In order to regain possession of  
2251 such person's operator's license after such forty-eight-hour period,  
2252 such person and, unless such person is emancipated in accordance  
2253 with the provisions of section 46b-150b, of the general statutes, such  
2254 person's parent or legal guardian shall appear in person at the police  
2255 department, state police barracks or other location designated by the

2256 police officer, and sign a written acknowledgement of the return of  
2257 such license. No restoration fee shall be required to be paid to the  
2258 commissioner, in accordance with the provisions of section 14-50b of  
2259 the general statutes, but the police officer shall make a written report  
2260 of the violation and the suspension action, in such form and containing  
2261 such information as the commissioner shall prescribe, and shall file or  
2262 transmit such report to the commissioner in such time and manner as  
2263 the commissioner shall prescribe.

2264 Sec. 49. Subsection (b) of section 53a-19 of the general statutes is  
2265 repealed and the following is substituted in lieu thereof (*Effective*  
2266 *October 1, 2008*):

2267 (b) Notwithstanding the provisions of subsection (a) of this section,  
2268 a person is not justified in using deadly physical force upon another  
2269 person if he or she knows that he or she can avoid the necessity of  
2270 using such force with complete safety (1) by retreating, except that the  
2271 actor shall not be required to retreat if he or she is in his or her  
2272 dwelling, as defined in section 53a-100, or place of work and was not  
2273 the initial aggressor, or if he or she is a peace officer or a special  
2274 policeman appointed under section 29-18b, a Department of Motor  
2275 Vehicles inspector appointed under section 14-8 and certified pursuant  
2276 to section 7-294d, or a private person assisting such peace officer, [or]  
2277 special policeman or motor vehicle inspector at his or her direction,  
2278 and acting pursuant to section 53a-22, or (2) by surrendering  
2279 possession of property to a person asserting a claim of right thereto, or  
2280 (3) by complying with a demand that he or she abstain from  
2281 performing an act which he or she is not obliged to perform.

2282 Sec. 50. Section 53a-22 of the general statutes is repealed and the  
2283 following is substituted in lieu thereof (*Effective October 1, 2008*):

2284 (a) For purposes of this section, a reasonable belief that a person has  
2285 committed an offense means a reasonable belief in facts or  
2286 circumstances which if true would in law constitute an offense. If the  
2287 believed facts or circumstances would not in law constitute an offense,



2288 an erroneous though not unreasonable belief that the law is otherwise  
2289 does not render justifiable the use of physical force to make an arrest  
2290 or to prevent an escape from custody. A peace officer, special  
2291 policeman appointed under section 29-18b, Department of Motor  
2292 Vehicles inspector appointed under section 14-8 and certified pursuant  
2293 to section 7-294d, or an authorized official of the Department of  
2294 Correction or the Board of Pardons and Paroles who is effecting an  
2295 arrest pursuant to a warrant or preventing an escape from custody is  
2296 justified in using the physical force prescribed in subsections (b) and  
2297 (c) of this section unless such warrant is invalid and is known by such  
2298 officer to be invalid.

2299 (b) Except as provided in subsection (a) of this section, a peace  
2300 officer, special policeman appointed under section 29-18b, Department  
2301 of Motor Vehicles inspector appointed under section 14-8 and certified  
2302 pursuant to section 7-294d, or authorized official of the Department of  
2303 Correction or the Board of Pardons and Paroles is justified in using  
2304 physical force upon another person when and to the extent that he or  
2305 she reasonably believes such to be necessary to: (1) Effect an arrest or  
2306 prevent the escape from custody of a person whom he or she  
2307 reasonably believes to have committed an offense, unless he or she  
2308 knows that the arrest or custody is unauthorized; or (2) defend himself  
2309 or herself or a third person from the use or imminent use of physical  
2310 force while effecting or attempting to effect an arrest or while  
2311 preventing or attempting to prevent an escape.

2312 (c) A peace officer, special policeman appointed under section 29-  
2313 18b, Department of Motor Vehicles inspector appointed under section  
2314 14-8 and certified pursuant to section 7-294d, or authorized official of  
2315 the Department of Correction or the Board of Pardons and Paroles is  
2316 justified in using deadly physical force upon another person for the  
2317 purposes specified in subsection (b) of this section only when he or she  
2318 reasonably believes such to be necessary to: (1) Defend himself or  
2319 herself or a third person from the use or imminent use of deadly  
2320 physical force; or (2) effect an arrest or prevent the escape from  
2321 custody of a person whom he or she reasonably believes has

2322 committed or attempted to commit a felony which involved the  
2323 infliction or threatened infliction of serious physical injury and if,  
2324 where feasible, he or she has given warning of his or her intent to use  
2325 deadly physical force.

2326 (d) Except as provided in subsection (e) of this section, a person who  
2327 has been directed by a peace officer, special policeman appointed  
2328 under section 29-18b, Department of Motor Vehicles inspector  
2329 appointed under section 14-8 and certified pursuant to section 7-294d,  
2330 or authorized official of the Department of Correction or the Board of  
2331 Pardons and Paroles to assist such peace officer, special policeman,  
2332 motor vehicle inspector or official to effect an arrest or to prevent an  
2333 escape from custody is justified in using reasonable physical force  
2334 when and to the extent that he or she reasonably believes such to be  
2335 necessary to carry out such peace officer's, special policeman's, motor  
2336 vehicle inspector's or official's direction.

2337 (e) A person who has been directed to assist a peace officer, special  
2338 policeman appointed under section 29-18b, Department of Motor  
2339 Vehicles inspector appointed under section 14-8 and certified pursuant  
2340 to section 7-294d, or authorized official of the Department of  
2341 Correction or the Board of Pardons and Paroles under circumstances  
2342 specified in subsection (d) of this section may use deadly physical force  
2343 to effect an arrest or to prevent an escape from custody only when: (1)  
2344 He or she reasonably believes such to be necessary to defend himself  
2345 or herself or a third person from what he or she reasonably believes to  
2346 be the use or imminent use of deadly physical force; or (2) he or she is  
2347 directed or authorized by such peace officer, special policeman, motor  
2348 vehicle inspector or official to use deadly physical force, unless he or  
2349 she knows that the peace officer, special policeman, motor vehicle  
2350 inspector or official himself or herself is not authorized to use deadly  
2351 physical force under the circumstances.

2352 (f) A private person acting on his or her own account is justified in  
2353 using reasonable physical force upon another person when and to the  
2354 extent that he or she reasonably believes such to be necessary to effect

2355 an arrest or to prevent the escape from custody of an arrested person  
2356 whom he or she reasonably believes to have committed an offense and  
2357 who in fact has committed such offense; but he or she is not justified in  
2358 using deadly physical force in such circumstances, except in defense of  
2359 person as prescribed in section 53a-19.

2360 Sec. 51. Section 53a-23 of the general statutes is repealed and the  
2361 following is substituted in lieu thereof (*Effective October 1, 2008*):

2362 A person is not justified in using physical force to resist an arrest by  
2363 a reasonably identifiable peace officer or special policeman appointed  
2364 under section 29-18b, or a Department of Motor Vehicles inspector  
2365 appointed under section 14-8 and certified pursuant to section 7-294d,  
2366 whether such arrest is legal or illegal.

2367 Sec. 52. Section 53a-167a of the general statutes is repealed and the  
2368 following is substituted in lieu thereof (*Effective October 1, 2008*):

2369 (a) A person is guilty of interfering with an officer when such  
2370 person obstructs, resists, hinders or endangers any peace officer,  
2371 special policeman appointed under section 29-18b, Department of  
2372 Motor Vehicles inspector appointed under section 14-8 and certified  
2373 pursuant to section 7-294d, or firefighter in the performance of such  
2374 peace officer's, special policeman's or firefighter's duties.

2375 (b) Interfering with an officer is a class A misdemeanor.

2376 Sec. 53. Section 53a-167b of the general statutes is repealed and the  
2377 following is substituted in lieu thereof (*Effective October 1, 2008*):

2378 (a) A person is guilty of failure to assist a peace officer, special  
2379 policeman, motor vehicle inspector, or firefighter when, commanded  
2380 by a peace officer, special policeman appointed under section 29-18b,  
2381 or Department of Motor Vehicles inspector appointed under section  
2382 14-8 and certified pursuant to section 7-294d, or firefighter authorized  
2383 to command assistance, such person refuses to assist such peace  
2384 officer, special policeman, motor vehicle inspector or firefighter in the

2385 execution of such peace officer's, special policeman's or firefighter's  
2386 duties.

2387 (b) Failure to assist a peace officer, special policeman, motor vehicle  
2388 inspector or firefighter is a class A misdemeanor.

2389 Sec. 54. Subsection (a) of section 53a-167c of the general statutes is  
2390 repealed and the following is substituted in lieu thereof (*Effective*  
2391 *October 1, 2008*):

2392 (a) A person is guilty of assault of public safety or emergency  
2393 medical personnel when, with intent to prevent a reasonably  
2394 identifiable peace officer, special policeman appointed under section  
2395 29-18b, Department of Motor Vehicles inspector appointed under  
2396 section 14-8 and certified pursuant to section 7-294d, firefighter or  
2397 employee of an emergency medical service organization, as defined in  
2398 section 53a-3 of the 2008 supplement to the general statutes,  
2399 emergency room physician or nurse, employee of the Department of  
2400 Correction, member or employee of the Board of Pardons and Paroles,  
2401 probation officer, employee of the judicial branch assigned to provide  
2402 pretrial secure detention and programming services to juveniles  
2403 accused of the commission of a delinquent act, employee of the  
2404 Department of Children and Families assigned to provide direct  
2405 services to children and youths in the care or custody of the  
2406 department, employee of a municipal police department assigned to  
2407 provide security at the police department's lockup and holding facility  
2408 or active individual member of a volunteer canine search and rescue  
2409 team, as defined in section 5-249 of the 2008 supplement to the general  
2410 statutes, from performing his or her duties, and while such peace  
2411 officer, special policeman, motor vehicle inspector, firefighter,  
2412 employee, physician, nurse, member, probation officer or active  
2413 individual member is acting in the performance of his or her duties, (1)  
2414 such person causes physical injury to such peace officer, special  
2415 policeman, motor vehicle inspector, firefighter, employee, physician,  
2416 nurse, member, probation officer or active individual member, or (2)  
2417 such person throws or hurls, or causes to be thrown or hurled, any

2418 rock, bottle, can or other article, object or missile of any kind capable of  
2419 causing physical harm, damage or injury, at such peace officer, special  
2420 policeman, motor vehicle inspector, firefighter, employee, physician,  
2421 nurse, member, probation officer or active individual member, or (3)  
2422 such person uses or causes to be used any mace, tear gas or any like or  
2423 similar deleterious agent against such peace officer, special policeman,  
2424 motor vehicle inspector, firefighter, employee, physician, nurse,  
2425 member, probation officer or active individual member, or (4) such  
2426 person throws or hurls, or causes to be thrown or hurled, any paint,  
2427 dye or other like or similar staining, discoloring or coloring agent or  
2428 any type of offensive or noxious liquid, agent or substance at such  
2429 peace officer, special policeman, motor vehicle inspector, firefighter,  
2430 employee, physician, nurse, member, probation officer or active  
2431 individual member, or (5) such person throws or hurls, or causes to be  
2432 thrown or hurled, any bodily fluid including, but not limited to, urine,  
2433 feces, blood or saliva at such peace officer, special policeman, motor  
2434 vehicle inspector, firefighter, employee, physician, nurse, member,  
2435 probation officer or active individual member.

2436 Sec. 55. Section 21-11a of the 2008 supplement to the general statutes  
2437 is repealed and the following is substituted in lieu thereof (*Effective*  
2438 *October 1, 2008*):

2439 (a) A scrap metal processor, as defined in section 14-67w, shall  
2440 record, for all loads of scrap metal purchased or received by such  
2441 processor, a description of such scrap metal, the weight of such metal,  
2442 the price paid for such metal and the identification of the person who  
2443 delivered such metal. Such scrap metal processor shall take a  
2444 photograph of the motor vehicle delivering such scrap metal,  
2445 including the license plate of such vehicle. Such scrap metal processor  
2446 shall not be required to segregate scrap metal it receives from other  
2447 materials on its premises and hold the same for five days except for  
2448 wire that could be used in the transmission of telecommunications or  
2449 data unless purchased from (1) a person registered pursuant to section  
2450 29-402 of the 2008 supplement to the general statutes to engage in the  
2451 business of demolition of buildings, or (2) a person who has already

2452 segregated such scrap metal pursuant to this chapter and such person  
2453 provides such scrap metal processor with a written statement  
2454 affirming such segregation. Upon receipt of a load of scrap metal  
2455 which contains wire that can be used for telecommunications  
2456 purposes, such scrap metal processor shall take a photograph of the  
2457 motor vehicle delivering such scrap metal, including the license plate  
2458 of such vehicle, and of such load of scrap metal containing wire that  
2459 can be used for telecommunications purposes. Upon receipt of wire  
2460 that could be used in the transmission of telecommunications or data,  
2461 such scrap metal processor shall make a copy of the certificate of  
2462 registration of such [person,] vehicle; record a description of the  
2463 material received; and record a statement as to the location from which  
2464 the material came.

2465 (b) The scrap metal processor shall maintain the documents,  
2466 photographs and other records required under subsection (a) of this  
2467 section in good condition and shall retain such records for a period of  
2468 not less than two years. Such records shall be open for inspection by  
2469 law enforcement officials upon request during normal business hours.

2470 (c) A scrap metal processor, junk dealer or junk yard owner or  
2471 operator shall immediately notify a municipal law enforcement  
2472 authority in the municipality in which such scrap metal processor,  
2473 junk dealer or junk yard is located of the name, if known, and motor  
2474 vehicle license plate number, if available, of any person offering to sell  
2475 a bronze statue, plaque, historical marker, cannon, cannon ball, bell,  
2476 lamp, lighting fixture, lamp post, architectural artifact or similar item  
2477 to such scrap metal processor, junk dealer or junk yard owner or  
2478 operator.

2479 (d) No scrap metal processor, junk dealer or junk yard owner or  
2480 operator may purchase or receive a stainless steel or aluminum alloy  
2481 beer or other beverage keg container if such container is marked with  
2482 an indicia of ownership of any person or entity other than the person  
2483 or entity presenting such container for sale. For purposes of this  
2484 subsection, "indicia of ownership" means words, symbols or a

2485 registered trademark printed, stamped, etched, attached or otherwise  
2486 displayed on such container that identify the owner of such container.

2487 (e) A scrap metal processor who has purchased scrap metal that is  
2488 subsequently determined to have been stolen and is returned to the  
2489 owner of such metal shall have a civil cause of action against the  
2490 person from whom such metal was purchased.

2491 (f) A first violation of subsection (a), (b), (c) or (d) of this section  
2492 shall be a class C misdemeanor. A second violation of any of said  
2493 subsections shall be a class B misdemeanor and a third or subsequent  
2494 violation of any of said subsections shall be a class A misdemeanor.

2495 Sec. 56. Subsection (b) of section 12-71 of the general statutes is  
2496 repealed and the following is substituted in lieu thereof (*Effective*  
2497 *October 1, 2008*):

2498 (b) Except as otherwise provided by the general statutes, property  
2499 subject to this section shall be valued at the same percentage of its then  
2500 actual valuation as the assessors have determined with respect to the  
2501 listing of real estate for the same year, except that any antique, rare or  
2502 special interest motor vehicle, [for which number plates have been  
2503 issued under section 14-20] as defined in section 14-1, as amended by  
2504 this act, shall be assessed at a value of not more than five hundred  
2505 dollars. The provisions of this section shall not include money or  
2506 property actually invested in merchandise or manufacturing carried on  
2507 out of this state or machinery or equipment which would be eligible  
2508 for exemption under subdivision (72) of section 12-81 of the 2008  
2509 supplement to the general statutes once installed and which cannot  
2510 begin or which has not begun manufacturing, processing or  
2511 fabricating; or which is being used for research and development,  
2512 including experimental or laboratory research and development,  
2513 design or engineering directly related to manufacturing or being used  
2514 for the significant servicing, overhauling or rebuilding of machinery  
2515 and equipment for industrial use or the significant overhauling or  
2516 rebuilding of other products on a factory basis or being used for

2517 measuring or testing or metal finishing or in the production of motion  
2518 pictures, video and sound recordings.

2519 Sec. 57. Section 14-36 of the 2008 supplement to the general statutes  
2520 is amended by adding subsection (g) as follows (*Effective October 1,*  
2521 *2008*):

2522 (NEW) (g) The commissioner may place a restriction on the motor  
2523 vehicle operator's license of any person or on any special operator's  
2524 permit issued to any person in accordance with the provisions of  
2525 section 14-37a, as amended by this act, that restricts the holder of such  
2526 license or permit to the operation of a motor vehicle that is equipped  
2527 with an approved ignition interlock device, as defined in section 14-  
2528 227j, for such time as the commissioner shall prescribe, if such person  
2529 has been: (1) Convicted for a second time of a violation of subdivision  
2530 (2) of subsection (a) of section 14-227a, and has served not less than  
2531 one year of the prescribed period of suspension for such conviction, in  
2532 accordance with the provisions of subsections (g) and (i) of section 14-  
2533 227a; (2) ordered by the Superior Court not to operate any motor  
2534 vehicle unless it is equipped with an approved ignition interlock  
2535 device, in accordance with the provisions of section 14-227j; (3) granted  
2536 a reversal or reduction of such person's license suspension or  
2537 revocation, in accordance with the provisions of subsection (k) of  
2538 section 14-111, as amended by this act; (4) issued a motor vehicle  
2539 operator's license upon the surrender of an operator's license issued by  
2540 another state and such previously held license contains a restriction to  
2541 the operation of a motor vehicle equipped with an ignition interlock  
2542 device; (5) convicted of a violation of section 53a-56b, as amended by  
2543 this act, or section 53a-60d, as amended by this act; or (6) permitted by  
2544 the commissioner to be issued or to retain an operator's license subject  
2545 to reporting requirements concerning such person's physical condition,  
2546 in accordance with the provisions of subsection (e) of this section and  
2547 sections 14-45a to 14-46g, inclusive.

2548 Sec. 58. Section 14-37a of the general statutes is repealed and the  
2549 following is substituted in lieu thereof (*Effective October 1, 2008*):



2550 (a) Any person whose operator's license has been suspended  
2551 pursuant to any provision of this chapter or chapter 248, except  
2552 pursuant to section 14-215 of the 2008 supplement to the general  
2553 statutes for operating under suspension or pursuant to section 14-140  
2554 for failure to appear for [trial] any scheduled court appearance, and  
2555 any person identified in subsection (g) of this section may make  
2556 application to the Commissioner of Motor Vehicles for a special permit  
2557 to operate a motor vehicle to and from such person's place of  
2558 employment or, if such person is not employed at a fixed location, to  
2559 operate a motor vehicle only in connection with, and to the extent  
2560 necessary, to properly perform such person's business or profession.

2561 (b) The commissioner may, in the commissioner's discretion upon a  
2562 showing of significant hardship, grant each such application that is  
2563 submitted in proper form and contains such information and  
2564 attestation by the applicant as the commissioner may require. In  
2565 determining whether to grant such application, the commissioner may  
2566 also consider the driving record of the applicant and shall ascertain  
2567 that the suspension is a final order that is not under appeal pursuant to  
2568 section 4-183. A special operator's permit shall not be issued pursuant  
2569 to this section to any person for the operation of a motor vehicle for  
2570 which a public passenger transportation permit or commercial driver's  
2571 license is required or to any person whose operator's license has been  
2572 suspended previously pursuant to section 14-227a or 14-227b. A  
2573 special operator's permit shall not be issued pursuant to this section to  
2574 any person whose operator's license has been suspended pursuant to  
2575 subparagraph (C) of subdivision (1) of subsection (i) of section 14-227b  
2576 for refusing to submit to a blood, breath or urine test or analysis until  
2577 such operator's license has been under suspension for a period of not  
2578 less than ninety days. A person shall not be ineligible to be issued a  
2579 special operator's permit under this section solely on the basis of being  
2580 convicted of two violations of section 14-227a unless such second  
2581 conviction is for a violation committed after a prior conviction.

2582 (c) A special operator's permit issued pursuant to this section shall  
2583 be of a distinctive format and shall include the expiration date and the

2584 legend "work only".

2585 (d) Any person issued a special operator's permit pursuant to this  
2586 section who operates a motor vehicle during the period of the permit  
2587 for a purpose not authorized by the conditions of the permit shall,  
2588 upon receipt of written report of a police officer, in such form as the  
2589 commissioner may prescribe, of such unauthorized operation, be  
2590 subject to a civil penalty of not more than five hundred dollars. Any  
2591 person who makes improper use of a special operator's permit issued  
2592 pursuant to this section or in any manner alters any such permit or  
2593 who loans or sells such permit for use by another person shall be  
2594 subject to the penalties provided by section 14-147.

2595 (e) If a person issued a special operator's permit pursuant to this  
2596 section has his operator's license suspended by the commissioner in  
2597 connection with any motor vehicle violation or other offense for which  
2598 suspension action is authorized, the special operator's permit shall be  
2599 deemed revoked on the effective date of such suspension, and any  
2600 such person with notice of the suspension who operates a motor  
2601 vehicle shall be operating under suspension and shall be subject to  
2602 double the penalties provided by the applicable provisions of  
2603 subsection (b) of section 14-111 of the 2008 supplement to the general  
2604 statutes, as amended by this act, and section 14-215 of the 2008  
2605 supplement to the general statutes.

2606 (f) Any decision made by the commissioner under this section shall  
2607 not be subject to appeal pursuant to the provisions of chapter 54 or any  
2608 other provisions of the general statutes.

2609 (g) Any person who is an applicant for a motor vehicle operator's  
2610 license and whose license or privilege to operate a motor vehicle has  
2611 been restricted by any other state in a manner that the commissioner  
2612 deems to be substantially similar to the restrictions imposed by a  
2613 special operator's permit issued in accordance with this section, may,  
2614 in the discretion of the commissioner, be issued an operator's license  
2615 together with a special operator's permit. The special operator's permit

2616 shall be required to be held by such person for such time as the  
2617 commissioner prescribes.

2618 [(g)] (h) The commissioner may adopt regulations in accordance  
2619 with the provisions of chapter 54 to implement the provisions of this  
2620 section.

2621 Sec. 59. Subsection (b) of section 53a-56b of the general statutes is  
2622 repealed and the following is substituted in lieu thereof (*Effective*  
2623 *October 1, 2008*):

2624 (b) Manslaughter in the second degree with a motor vehicle is a  
2625 class C felony and the court shall suspend the motor vehicle operator's  
2626 license or nonresident operating privilege of any person found guilty  
2627 under this section for one year. The court shall also order such person  
2628 not to operate any motor vehicle that is not equipped with an  
2629 approved ignition interlock device, as defined in section 14-227j, for a  
2630 period of two years after such person's operator's license or  
2631 nonresident operating privilege is restored by the Commissioner of  
2632 Motor Vehicles.

2633 Sec. 60. Subsection (b) of section 53a-60d of the general statutes is  
2634 repealed and the following is substituted in lieu thereof (*Effective*  
2635 *October 1, 2008*):

2636 (b) Assault in the second degree with a motor vehicle is a class D  
2637 felony and the court shall suspend the motor vehicle operator's license  
2638 or nonresident operating privilege of any person found guilty under  
2639 this section for one year. The court shall also order such person not to  
2640 operate any motor vehicle that is not equipped with an approved  
2641 ignition interlock device, as defined in section 14-227j, for a period of  
2642 two years after such person's operator's license or nonresident  
2643 operating privilege is restored by the Commissioner of Motor Vehicles.

2644 Sec. 61. (*Effective October 1, 2008*) Section 53-211 of the general  
2645 statutes is repealed."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	14-1
Sec. 2	<i>October 1, 2008</i>	14-212
Sec. 3	<i>October 1, 2008</i>	14-10
Sec. 4	<i>October 1, 2008</i>	14-12(a)
Sec. 5	<i>October 1, 2008</i>	14-16a(b)
Sec. 6	<i>October 1, 2008</i>	14-34a(d)
Sec. 7	<i>October 1, 2008</i>	14-44e(g)
Sec. 8	<i>October 1, 2008</i>	14-42a(b)
Sec. 9	<i>October 1, 2008</i>	14-49(w)
Sec. 10	<i>October 1, 2008</i>	14-67l
Sec. 11	<i>October 1, 2008</i>	14-73
Sec. 12	<i>October 1, 2008</i>	14-105(a)
Sec. 13	<i>October 1, 2008</i>	14-164i
Sec. 14	<i>October 1, 2008</i>	14-171(c)
Sec. 15	<i>October 1, 2008</i>	14-192(c)
Sec. 16	<i>October 1, 2008</i>	14-286
Sec. 17	<i>October 1, 2008</i>	14-289g(a)
Sec. 18	<i>October 1, 2008</i>	New section
Sec. 19	<i>October 1, 2008</i>	14-163d
Sec. 20	<i>October 1, 2008</i>	14-36a(b)
Sec. 21	<i>October 1, 2008</i>	14-65a
Sec. 22	<i>October 1, 2008</i>	14-188
Sec. 23	<i>October 1, 2008</i>	14-276a(d)
Sec. 24	<i>October 1, 2008</i>	New section
Sec. 25	<i>October 1, 2008</i>	New section
Sec. 26	<i>October 1, 2008</i>	14-165
Sec. 27	<i>October 1, 2008</i>	14-25b
Sec. 28	<i>October 1, 2008</i>	New section
Sec. 29	<i>from passage</i>	14-65
Sec. 30	<i>January 1, 2009</i>	1-1h(a) and (b)
Sec. 31	<i>October 1, 2008</i>	14-106
Sec. 32	<i>October 1, 2008</i>	14-300
Sec. 33	<i>October 1, 2008</i>	51-164n(b)
Sec. 34	<i>October 1, 2008</i>	12-412(82)(A)
Sec. 35	<i>October 1, 2008</i>	13b-38c
Sec. 36	<i>October 1, 2008</i>	13b-89a
Sec. 37	<i>October 1, 2008</i>	14-100a(e)

Sec. 38	<i>October 1, 2008</i>	38a-363(a)
Sec. 39	<i>October 1, 2008</i>	14-290
Sec. 40	<i>July 1, 2008</i>	14-11a
Sec. 41	<i>July 1, 2008</i>	14-11c(b) and (c)
Sec. 42	<i>July 1, 2008</i>	14-12g(a)
Sec. 43	<i>from passage</i>	31-222(a)(5)
Sec. 44	<i>October 1, 2008</i>	14-275(c)
Sec. 45	<i>August 1, 2008</i>	14-36g(a)
Sec. 46	<i>August 1, 2008</i>	14-36g
Sec. 47	<i>August 1, 2008</i>	14-111(b)(2)
Sec. 48	<i>August 1, 2008</i>	HB 5748 (current session), Sec. 8
Sec. 49	<i>October 1, 2008</i>	53a-19(b)
Sec. 50	<i>October 1, 2008</i>	53a-22
Sec. 51	<i>October 1, 2008</i>	53a-23
Sec. 52	<i>October 1, 2008</i>	53a-167a
Sec. 53	<i>October 1, 2008</i>	53a-167b
Sec. 54	<i>October 1, 2008</i>	53a-167c(a)
Sec. 55	<i>October 1, 2008</i>	21-11a
Sec. 56	<i>October 1, 2008</i>	12-71(b)
Sec. 57	<i>October 1, 2008</i>	14-36
Sec. 58	<i>October 1, 2008</i>	14-37a
Sec. 59	<i>October 1, 2008</i>	53a-56b(b)
Sec. 60	<i>October 1, 2008</i>	53a-60d(b)
Sec. 61	<i>October 1, 2008</i>	Repealer section