



General Assembly

February Session, 2020

Raised Bill No. 151

LCO No. 1614



Referred to Committee on TRANSPORTATION

Introduced by:
(TRA)

AN ACT CONCERNING RECOMMENDATIONS BY THE DEPARTMENT OF TRANSPORTATION.

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

1 Section 1. (NEW) (*Effective from passage*) (a) The Commissioner of
2 Transportation may develop and propose to the Secretary of the Office
3 of Policy and Management a program to provide college and university
4 students in this state access to bus and off-peak rail transportation
5 services. The program shall not be effective and shall not create or
6 expand bus or rail transportation services, unless approved by the
7 secretary. If the program is approved by the secretary, the commissioner
8 may negotiate and contract with any college or university in this state
9 to provide students at such college or university with access to such
10 transportation services on the terms and conditions and for the
11 compensation or reimbursement approved by the secretary.

12 (b) On or before October 1, 2020, and annually thereafter, the
13 Commissioner of Transportation shall provide to the secretary any
14 financial and programmatic information for the prior fiscal year the
15 secretary shall require for the purposes of assessing the program's

16 utilization rate and the extent of any public subsidy for the program's
17 bus or rail services.

18 Sec. 2. Subsection (a) of section 13b-34 of the general statutes is
19 repealed and the following is substituted in lieu thereof (*Effective October*
20 *1, 2020*):

21 (a) (1) The commissioner shall have power, in order to aid or promote
22 the operation, whether temporary or permanent, of any transportation
23 service operating to, from or in the state, to contract in the name of the
24 state with any person, including but not limited to any common carrier,
25 any transit district formed under chapter 103a or any special act, or any
26 political subdivision or entity, or with the United States or any other
27 state, or any agency, instrumentality, subdivision, department or officer
28 thereof, for purposes of initiating, continuing, developing, providing or
29 improving any such transportation service. Such contracts may include
30 provision for arbitration of disputed issues.

31 (2) The commissioner, in order to aid or promote the operation of any
32 transportation service operating outside the state, may contract in the
33 name of the state with any person, including, but not limited to, any
34 common carrier, or with the United States or any other state, or any
35 agency, instrumentality, subdivision, department or officer thereof, for
36 purposes of providing any transportation service in the event such
37 assistance is required in the case of an emergency or a special event.

38 (3) The state, acting by and through the commissioner, may, by itself
39 or in concert with others, provide all or a portion of any such
40 transportation service, share in the costs of or provide funds for such
41 service, or furnish equipment or facilities for use in such service upon
42 such terms and conditions as the commissioner may deem necessary or
43 advisable, and any such contracts may include, without limitation
44 thereto, arrangements under which the state shall so provide service,
45 share costs, provide funds or furnish equipment or facilities. To these
46 ends, the commissioner may in the name of the state acquire or obtain
47 the use of facilities and equipment employed in providing any such

48 service by gift, purchase, lease or other arrangements and may own and
49 operate any such facilities and equipment and establish, charge and
50 collect such fares and other charges or arrange for such collection for the
51 use or services thereof as he may deem necessary, convenient or
52 desirable.

53 (4) The commissioner or any fare inspector, as defined in section 13b-
54 2, shall have the authority to issue citations for any violation of section
55 13b-38i. The commissioner may also acquire title in fee simple to, or any
56 lesser estate, interest or right in, any rights-of-way, properties or
57 facilities, including properties used on or before October 1, 1969, for rail
58 or other forms of transportation services. The commissioner may hold
59 such properties for future use by the state and may enter into
60 agreements for interim use of such properties for other purposes.

61 (5) Any person contracting with the state pursuant to this section for
62 the provision of any transportation service shall not be considered an
63 arm or agent of the state and any person contracting with the state
64 pursuant to this section for the provision of any motor bus service shall
65 not be subject to the provisions of section 13b-80, as amended by this
66 act. Any damages caused by the operation of such transportation service
67 by such person may be recovered in a civil action brought against such
68 person in the superior court and such person may not assert the defense
69 of sovereign immunity in such action.

70 Sec. 3. Section 13b-80 of the general statutes is repealed and the
71 following is substituted in lieu thereof (*Effective October 1, 2020*):

72 [No] Except as provided in subdivision (5) of subsection (a) of section
73 13b-34, as amended by this act, no person, association, limited liability
74 company or corporation shall operate a motor bus without having
75 obtained a certificate from the Department of Transportation or from the
76 Federal Highway Administration pursuant to the Bus Regulatory
77 Reform Act of 1982, P.L. 97-261, specifying the route and certifying that
78 public convenience and necessity require the operation of a motor bus
79 or motor buses over such route. Such certificate shall be issued only after

80 written application for the same has been made. Upon receipt of such
81 application, said department shall promptly give written notice of the
82 pendency of such application to the mayor of each city, the warden of
83 each borough or the first selectman of each town in or through which
84 the applicant desires to operate, and to any common carrier operating
85 over any portion of such route or over a route substantially parallel
86 thereto. Any town, city or borough within which, or between which and
87 any other town, city or borough in this state, any such common carrier
88 is furnishing service may bring a written petition to the department in
89 respect to routes, fares, speed, schedules, continuity of service and the
90 convenience and safety of passengers and the public. Thereupon the
91 department may fix a time and place for a hearing upon such petition
92 and mail notice thereof to the parties in interest at least one week prior
93 to such hearing. No such certificate shall be sold or transferred until the
94 department, upon written application to it, setting forth the purpose,
95 terms and conditions thereof and after investigation, approves the same.
96 The application shall be accompanied by a fee of one hundred seventy-
97 six dollars. The department may amend or, for sufficient cause shown,
98 may suspend or revoke any such certificate. The department may
99 impose a civil penalty on any person or any officer of any association,
100 limited liability company or corporation who violates any provision of
101 any regulation adopted under section 13b-86 with respect to routes,
102 fares, speed, schedules, continuity of service or the convenience and
103 safety of passengers and the public, in an amount not to exceed one
104 hundred dollars per day for each violation. The owner or operator of
105 every motor bus shall display in a conspicuous place therein a
106 memorandum of such certificate. Notwithstanding any provision of
107 chapter 285, such certificate shall include authority to transport
108 baggage, express, mail and newspapers for hire in the same vehicle with
109 passengers under such regulations as the department may prescribe.
110 Any certificate issued pursuant to this section by the Division of Public
111 Utility Control within the Department of Business Regulation prior to
112 October 1, 1979, shall remain valid unless suspended or revoked by the
113 Department of Transportation.

114 Sec. 4. Special act 91-32 is amended to read as follows (*Effective from*
115 *passage*):

116 Notwithstanding the provisions of section 13b-268 of the general
117 statutes or any other provision of the general statutes, special act or
118 regulation which prohibits the construction of any new highway
119 railroad crossing at-grade, the commissioner of transportation shall
120 construct an at-grade crossing for [emergency vehicles] vehicle and
121 pedestrian traffic at the east end of Portland Street and Bridge Street in
122 Middletown. The crossing shall be constructed subject to the provisions
123 of sections 13b-342 to [13b-347] 13b-345, inclusive, of the general
124 statutes.

125 Sec. 5. Subsection (a) of section 13b-20e of the general statutes is
126 repealed and the following is substituted in lieu thereof (*Effective October*
127 *1, 2020*):

128 (a) Any consultant who desires to provide consulting services to the
129 department in any calendar year shall be required to submit, not later
130 than the fifteenth day of [November] October immediately preceding
131 such calendar year, information concerning their qualifications as may
132 be required by the department. Such consultants shall provide the
133 department with additional or updated information upon request by the
134 department. The commissioner shall by January first, annually, analyze
135 the information submitted and determine those consultants qualified to
136 perform services in areas of expertise established by the department.
137 The commissioner shall publish annually, in accordance with the
138 provisions of section 13b-20g, at any time between September first to
139 October first, a notice that any person, firm or corporation which desires
140 to be listed with the department as a consultant shall submit such
141 information as required pursuant to this subsection to the department.
142 Such notice shall also list the areas of expertise likely to be needed by
143 the department during the next calendar year.

144 Sec. 6. Section 13b-20f of the general statutes is repealed and the
145 following is substituted in lieu thereof (*Effective October 1, 2020*):

146 The performance of all consultants who have active agreements with
147 the department shall be evaluated by the supervising unit within the
148 bureau utilizing the consultant services, at [six-month intervals] least
149 once a year and upon completion of the consultant services. Each such
150 evaluation shall be kept on file in the supervising unit and a copy filed
151 with the permanent selection panel.

152 Sec. 7. Section 22a-32 of the general statutes is repealed and the
153 following is substituted in lieu thereof (*Effective October 1, 2020*):

154 No regulated activity shall be conducted upon any wetland without
155 a permit. Any person proposing to conduct or cause to be conducted a
156 regulated activity upon any wetland shall file an application for a permit
157 with the commissioner, in such form and with such information as the
158 commissioner may prescribe. Such application shall include a detailed
159 description of the proposed work and a map showing the area of
160 wetland directly affected, with the location of the proposed work
161 thereon, together with the names of the owners of record of adjacent
162 land and known claimants of water rights in or adjacent to the wetland
163 of whom the applicant has notice. The commissioner shall cause a copy
164 of such application to be mailed or sent by electronic means to the chief
165 administrative officer in the town or towns where the proposed work,
166 or any part thereof, is located, [, and the chairman of the conservation
167 commission and shellfish commission of the town or towns where the
168 proposed work, or any part thereof, is located.] The commissioner or the
169 commissioner's duly designated hearing officer shall hold a public
170 hearing on such application, provided, whenever the commissioner
171 determines that the regulated activity for which a permit is sought is not
172 likely to have a significant impact on the wetland, the commissioner
173 may waive the requirement for public hearing after publishing notice,
174 in a newspaper having general circulation in each town wherever the
175 proposed work or any part thereof is located, of the commissioner's
176 intent to waive said requirement and of the commissioner's tentative
177 decision regarding the application, except that the commissioner shall
178 hold a hearing on such application upon request of the applicant or
179 upon receipt of a petition, signed by at least twenty-five persons,

180 requesting such a hearing. The following shall be notified of the hearing
181 by mail or by electronic means not less than fifteen days prior to the date
182 set for the hearing: All of those persons and agencies who are entitled to
183 receive a copy of such application in accordance with the terms hereof
184 and all owners of record of adjacent land and known claimants to water
185 rights in or adjacent to the wetland of whom the applicant has notice.
186 The commissioner shall cause notice of the commissioner's tentative
187 decision regarding the application and such hearing to be published at
188 least once not more than thirty days and not fewer than ten days before
189 the date set for the hearing in the newspaper having a general
190 circulation in each town where the proposed work, or any part thereof,
191 is located. All applications and maps and documents relating thereto
192 shall be open for public inspection at the office of the commissioner. At
193 such hearing any person or persons may appear and be heard.

194 Sec. 8. Subsection (c) of section 14-100a of the general statutes is
195 repealed and the following is substituted in lieu thereof (*Effective October*
196 *1, 2020*):

197 (c) (1) The operator of and any [front seat] passenger in any motor
198 vehicle or fire fighting apparatus originally equipped with seat safety
199 belts complying with the provisions of 49 CFR 571.209, as amended
200 from time to time, shall wear such seat safety belt while the vehicle or
201 fire fighting apparatus is being operated on any highway, except as
202 follows:

203 (A) A child under eight years of age shall be restrained as provided
204 in subsection (d) of this section; and

205 (B) The operator of such vehicle shall secure or cause to be secured in
206 a seat safety belt any passenger eight years of age or older and under
207 sixteen years of age. [; and]

208 [(C) If the operator of such vehicle is under eighteen years of age, such
209 operator and each passenger in such vehicle shall wear such seat safety
210 belt while the vehicle is being operated on any highway.]

211 (2) The provisions of subdivision (1) of this subsection shall not apply
212 to: (A) any Any person whose physical disability or impairment would
213 prevent restraint in such safety belt, provided such person obtains a
214 written statement from a licensed physician or a licensed advanced
215 practice registered nurse containing reasons for such person's inability
216 to wear such safety belt and including information concerning the
217 nature and extent of such condition. Such person shall carry the
218 statement on his or her person or in the motor vehicle at all times when
219 it is being operated, [or] (B) an authorized emergency vehicle, other than
220 fire fighting apparatus, responding to an emergency call or a motor
221 vehicle operated by a rural letter carrier of the United States postal
222 service while performing his or her official duties or by a person
223 engaged in the delivery of newspapers, or (C) any passenger on a bus,
224 as defined in 49 USC 30127, as amended from time to time.

225 (3) Failure to wear a seat safety belt shall not be considered as
226 contributory negligence nor shall such failure be admissible evidence in
227 any civil action.

228 (4) No law enforcement official may stop a motor vehicle solely for
229 the apparent or actual failure of a back seat passenger who is sixteen
230 years of age or older to wear a seat safety belt.

231 ~~[(4)]~~ (5) Any operator of a motor vehicle, who is eighteen years of age
232 or older, and any passenger in such motor vehicle, who violates any
233 provision of this subsection shall have committed an infraction and shall
234 be fined fifty dollars. Any operator of a motor vehicle who is under
235 eighteen years of age and any passenger in such motor vehicle who
236 violates any provision of this subsection shall have committed an
237 infraction and shall be fined seventy-five dollars. Points may not be
238 assessed against the operator's license of any person convicted of such
239 violation.

240 Sec. 9. Section 54-33m of the general statutes is repealed and the
241 following is substituted in lieu thereof (*Effective October 1, 2020*):

242 The failure of an operator of, or [front seat] passenger in, a private

243 passenger motor vehicle or vanpool vehicle to wear a seat safety belt as
244 required by section 14-100a, as amended by this act, shall not constitute
245 probable cause for a law enforcement official to conduct a search of such
246 vehicle and its contents.

247 **Sec. 10. (NEW) (Effective October 1, 2020) (a) For the purposes of this**
248 **section:**

249 **(1) "Alcoholic beverage" has the same meaning as provided in section**
250 **30-1 of the general statutes;**

251 **(2) "Highway" has the same meaning as provided in section 14-1 of**
252 **the general statutes;**

253 **(3) "Open alcoholic beverage container" means a bottle, can or other**
254 **receptacle (A) that contains any amount of an alcoholic beverage, and**
255 **(B) (i) that is open or has a broken seal, or (ii) the contents of which are**
256 **partially removed;**

257 **(4) "Passenger" means any occupant of a motor vehicle other than the**
258 **operator; and**

259 **(5) "Passenger area" means (A) the area designated to seat the**
260 **operator of and any passenger in a motor vehicle while such vehicle is**
261 **being operated on a highway, or (B) any area that is readily accessible**
262 **to such operator or passenger while such person is in a seated position,**
263 **except that, in a motor vehicle that is not equipped with a trunk,**
264 **"passenger area" does not include a locked glove compartment, the area**
265 **behind the last upright seat closest to the rear of the motor vehicle or an**
266 **area not normally occupied by the operator of or passengers in such**
267 **motor vehicle.**

268 **(b) No person shall possess an open alcoholic beverage container**
269 **within the passenger area of a motor vehicle while such motor vehicle**
270 **is on any highway in the state.**

271 **(c) The provisions of subsection (b) of this section shall not apply to:**
272 **(1) A passenger in a motor vehicle designed, maintained and primarily**

273 used for the transportation of persons for hire, and (2) a passenger in the
274 living quarters of a recreational vehicle, as defined in section 14-1 of the
275 general statutes.

276 (d) Any person who violates the provisions of subsection (b) of this
277 section shall be fined not more than five hundred dollars.

278 Sec. 11. Section 6 of public act 17-238 is repealed and the following is
279 substituted in lieu thereof (*Effective from passage*):

280 (a) Notwithstanding any provision of the general statutes, the
281 Commissioner of Transportation shall convey to the city of New Haven
282 [eleven] parcels of land located in the city of New Haven, at a cost equal
283 to the administrative costs of making such conveyance. Said parcels of
284 land are identified [as follows: (1) The first parcel has an area of
285 approximately .45 acre and is identified as 41 Dwight Street at Lot 500
286 in Block 176 on city of New Haven Assessor's Map 298; (2) the second
287 parcel has an area of approximately .088 acre and is identified as 999 Ella
288 T Grasso Boulevard at Lot 3300 in Block 151 on city of New Haven
289 Assessor's Map 342; (3) the third parcel has an area of approximately .45
290 acre and is identified as 283 Legion Avenue at Lot 2100 in Block 173 on
291 city of New Haven Assessor's Map 314; (4) the fourth parcel has an area
292 of approximately .13 acre and is identified as 786 Legion Avenue at Lot
293 100 in Block 151 on city of New Haven Assessor's Map 342; (5) the fifth
294 parcel has an area of approximately 4.36 acres and is identified as 38
295 Miller Street at Lot 1000 in Block 165 on city of New Haven Assessor's
296 Map 340; (6) the sixth parcel has an area of approximately .025 acre and
297 is identified as 45 Miller Street at Lot 2700 in Block 166 on city of New
298 Haven Assessor's Map 340; (7) the seventh parcel has an area of
299 approximately .65 acre and is identified as 203 Orchard Street at Lot 100
300 in Block 1290 on city of New Haven Assessor's Map 315; (8) the eighth
301 parcel has an area of approximately .34 acre and is identified as 41
302 Sherman Avenue at Lot 100 in Block 1279 on city of New Haven
303 Assessor's Map 314; (9) the ninth parcel has an area of approximately .15
304 acre and is identified as 7 Waverly Street at Lot 200 in Block 1292 on city
305 of New Haven Assessor's Map 315; (10) the tenth parcel has an area of

306 approximately .29 acre and is identified as Lot 1000 in Block 1279 on city
307 of New Haven Assessor's Map 314, located on Fayette Street; and (11)
308 the eleventh parcel has an area of approximately 1 acre and is identified
309 as Lot 1500 in Block 173 on city of New Haven Assessor's Map 314,
310 located on Orchard Street. The conveyance shall be subject to the
311 approval of the State Properties Review Board.] on a map entitled
312 "Compilation Plan, Town of New Haven, Map Showing Land Released
313 to City of New Haven, by The State of Connecticut, Department of
314 Transportation, Reverend Dr. Martin Luther King Jr. Boulevard and
315 Legion Avenue, dated February 2019 Town No. 92 Project No. 156-79,
316 Serial No. 1A".

317 (b) The city of New Haven shall use said parcels of land for open
318 space purposes. If the city of New Haven:

319 (1) Does not use said parcels for said purposes;

320 (2) Does not retain ownership of all of said parcels; or

321 (3) Leases all or any portion of said parcels, the parcels shall revert to
322 the state of Connecticut.

323 (c) The State Properties Review Board shall complete its review of the
324 conveyance of said parcels of land not later than thirty days after it
325 receives a proposed agreement from the Department of Transportation.
326 The land shall remain under the care and control of said department
327 until a conveyance is made in accordance with the provisions of this
328 section. The State Treasurer shall execute and deliver any deed or
329 instrument necessary for a conveyance under this section, which deed
330 or instrument shall include provisions to carry out the purposes of
331 subsection (b) of this section. The Commissioner of Transportation shall
332 have the sole responsibility for all other incidents of such conveyance.

333 Sec. 12. Section 13b-103 of the general statutes is repealed and the
334 following is substituted in lieu thereof (*Effective October 1, 2020*):

335 (a) (1) No person, association, limited liability company or

336 corporation shall operate a motor vehicle in livery service until such
337 person, association, limited liability company or corporation has
338 obtained a permit from the Department of Transportation, specifying
339 the nature and extent of the service to be rendered and certifying that
340 public convenience and necessity will be improved by the operation and
341 conduct of such livery service. Such permits shall be issued only after a
342 written application for the same has been made and a public hearing has
343 been held thereon. Upon receipt of such application, together with the
344 payment of a fee of two hundred dollars, the department shall fix a time
345 and place of hearing thereon, within a reasonable time, and shall
346 promptly give written notice of the pendency of such application and of
347 the time and place of such hearing to each applicant, the mayor of each
348 city, the warden of each borough and the first selectman of each town,
349 within which any such applicant desires to maintain an office or
350 headquarters, to any carrier legally operating motor vehicles in livery
351 service within the same territory and to other interested parties as
352 determined by the department. (2) Notwithstanding the provisions of
353 subdivision (1) of this subsection, the department may issue a permit for
354 the operation of vehicles (A) having a capacity of less than eleven adults
355 or to be used exclusively at funerals, weddings, christenings,
356 processions or celebrations, without holding a hearing and certifying
357 that public convenience and necessity would be improved by the
358 operation of such vehicles, or (B) having a capacity of not less than
359 eleven or more than fourteen adults and used for sightseeing and
360 related purposes, without holding a hearing, provided the department
361 issues a legal notice, as provided under section 1-2, of such application
362 and no objection is filed with the department within thirty days of
363 publication of such notice. (3) Notwithstanding the provisions of
364 subdivision (1) of this subsection, the department may issue a
365 temporary or permanent permit to any person, association, limited
366 liability company or corporation operating a motor vehicle engaged in
367 the transportation of passengers for hire by virtue of a contract with, or
368 a lower tier contract for, any federal, state or municipal agency that (A)
369 is in effect on July 1, 1997, with or without hearing, after a written
370 application for the same has been made and the department has

371 determined that the applicant meets the requirements of subsection (b)
372 of this section except with respect to public convenience and necessity,
373 or (B) becomes effective after July 1, 1997, with or without hearing, after
374 a written application for the same has been made and the department
375 has determined that the applicant meets the requirements of subsection
376 (b) of this section. Any such permit issued under the provisions of this
377 subdivision (i) shall be limited to service provided under any such
378 contract, and (ii) with respect to any contract under the provisions of
379 subparagraph (A) of this subdivision, shall not authorize a total number
380 of motor vehicles exceeding the number required to provide service
381 existing under such contract on July 1, 1997. (4) Notwithstanding the
382 provisions of subdivision (1) of this subsection, the department shall
383 issue to any person who has an intrastate livery permit for at least one
384 year, upon the application of such person, up to two additional vehicle
385 authorizations each year without a hearing and without written notice
386 of the pendency of the application, if all the existing permits held by
387 such person are registered and in use and if there are no outstanding
388 violations or matters pending adjudication against such person. The
389 department shall have thirty calendar days to issue such amended
390 permit.

391 (b) In determining whether or not such a permit will be granted, the
392 Department of Transportation shall take into consideration the present
393 or future public convenience and necessity for the service the applicant
394 proposes to render, the suitability of the applicant or the suitability of
395 the management if the applicant is a limited liability company or
396 corporation, the financial responsibility of the applicant, the ability of
397 the applicant efficiently and properly to perform the service for which
398 authority is requested and the fitness, willingness and ability of the
399 applicant to conform to the provisions of this chapter and the
400 requirements and regulations of the department under this chapter.

401 (c) Any interested party may bring a written petition to the
402 Department of Transportation in respect to fares, service, operation or
403 equipment, or the convenience, protection and safety of the public with
404 regard to any carrier operating a motor vehicle in livery service.

405 Thereupon, the department may fix a time and place for a hearing upon
406 such petition and give notice thereof. No permit shall be sold or
407 transferred until the department, upon written application to it setting
408 forth the purpose, terms and conditions thereof and accompanied by a
409 fee of two hundred dollars, after investigation, approves the same. The
410 department may amend or, for sufficient cause shown, may suspend or
411 revoke any such permit. The department may impose a civil penalty on
412 any person or any officer of any association, limited liability company
413 or corporation who violates any provision of this chapter or any
414 regulation adopted under section 13b-102 with respect to fares, service,
415 operation or equipment, in an amount not to exceed one thousand
416 dollars per day for each violation. Prior to the imposition of a civil
417 penalty under this subsection, the department shall provide notice to
418 said person or officer no later than fifteen business days after receipt of
419 information concerning an alleged violation and shall provide an
420 opportunity for a hearing.

421 (d) The owner or operator of each motor vehicle in livery service shall
422 display in such vehicle such permit or a memorandum thereof.

423 (e) (1) Any person who holds himself or herself out to be the operator
424 of a motor vehicle in livery service who has not received a permit under
425 this section shall be guilty of a class B misdemeanor.

426 (2) The state shall remit to a municipality fifty per cent of the fine
427 amount received for a violation of subdivision (1) of this subsection with
428 respect to each summons issued by such municipality. Each clerk of the
429 Superior Court or the Chief Court Administrator, or any other official of
430 the Superior Court designated by the Chief Court Administrator, shall,
431 on or before the thirtieth day of January, April, July and October in each
432 year, certify to the Comptroller the amount due for the previous quarter
433 under this subsection to each municipality served by the office of the
434 clerk or official.

435 (f) The Department of Transportation may revoke a permit issued
436 under this section or section 13b-105 without a hearing, provided (1) the

437 department sends a notice of revocation to the permit holder at the
438 address of the permit holder on file with the department and (A) the
439 notice is returned as undeliverable or could not be delivered, or (B) the
440 permit holder fails to respond to the notice within the time period
441 specified by the department in such notice, (2) the department conducts
442 a physical inspection of the address of the permit holder on file with the
443 department and determines that no livery service is operated at such
444 address, and (3) no motor vehicle is registered by the permit holder with
445 the Department of Motor Vehicles to be used as specified in the permit
446 pursuant to section 13b-106.

447 Sec. 13. Subsection (f) of section 13a-26 of the general statutes is
448 repealed and the following is substituted in lieu thereof (*Effective October*
449 *1, 2020*):

450 (f) The provisions of this part restricting the use and accommodation
451 of motor vehicle traffic on parkways to noncommercial vehicles shall
452 not apply to use of the Merritt and Wilbur Cross Parkways by (1)
453 taxicabs, as defined in section 13b-95, (2) vanpool vehicles, as defined in
454 section 14-1, (3) service buses and motor vehicles with a combination
455 registration that are owned by or under contract to a nonprofit
456 organization, provided (A) such motor vehicles with a combination
457 registration are not more than one hundred eight inches high, eighty
458 inches wide and two hundred twenty-eight inches long, and (B) such
459 service buses are not more than one hundred twenty inches high,
460 ninety-six inches wide and two hundred eighty-eight inches long, or
461 [(3)] (4) service buses, service buses for students with special needs, or
462 two-axle, four-wheeled type II, registered school buses with a gross
463 vehicle weight rating of ten thousand pounds or less, which are owned
464 by or under contract to a public, private or religious school or public
465 school district and which are engaged in the transportation of school
466 children to and from school or school activities, provided (A) such
467 service buses conform to the regulations establishing the maximum
468 weight, length, height or width of vehicles permitted to use such
469 parkways; (B) such school buses are not more than ninety-eight inches
470 high, eighty-four inches wide and two hundred three inches long; and

471 (C) such service buses for students with special needs are not more than
472 one hundred twenty inches high, ninety inches wide and two hundred
473 eighty-eight inches long. The Office of the State Traffic Administration
474 shall adopt regulations in accordance with chapter 54 establishing the
475 maximum allowable length and height for any vanpool vehicle using
476 said Merritt and Wilbur Cross Parkways and, not later than July 1, 1984,
477 publish in the Connecticut Law Journal a notice of intent to adopt
478 proposed regulations, as defined in section 4-166, reducing the
479 maximum weight, length, height or width of, or limiting the registration
480 classes of, motor vehicles permitted to use such parkways, in order to
481 fully carry out the prohibition on the operation of commercial motor
482 vehicles on such parkways.

483 Sec. 14. Subsection (e) of section 13a-123 of the general statutes is
484 repealed and the following is substituted in lieu thereof (*Effective October*
485 *1, 2020*):

486 (e) The following types of signs, displays and devices may, with the
487 approval of and subject to regulations adopted by the commissioner, be
488 permitted within the six-hundred-sixty-foot area of interstate, primary
489 and other limited access state highways, except as prohibited by state
490 statute, local ordinance or zoning regulation: (1) Directional and other
491 official signs or notices, which signs and notices shall include, but not
492 be limited to, signs and notices pertaining to natural wonders and scenic
493 and historical attractions which are required or authorized by law; (2)
494 signs, displays and devices advertising the sale or lease of the property
495 upon which they are located; (3) signs, displays and devices advertising
496 activities conducted on the property on which they are located; (4) signs,
497 displays or advertising devices which are in place for sixty days or less;
498 and (5) advertising signs, displays or devices (A) located or erected on
499 real property or abutting real property within areas owned, leased or
500 managed by a public authority for the purpose of (i) railway or rail
501 infrastructure facilities, including, but not limited to, associated
502 structures located within areas zoned solely or predominantly for the
503 development of a railway or rail infrastructure facilities, provided the
504 municipality where a rail overpass is located shall have the right of first

505 refusal with respect to placing advertising signs, displays or devices on
506 such overpass, (ii) bus rapid transit corridors, including, but not limited
507 to, the Hartford-New Britain busway project authorized in section 13b-
508 15a, and any shelter, structure or other facility associated with the
509 operation of such bus rapid transit corridor, (iii) airport development
510 zones designated in section 32-75d, or (iv) any other similar transit or
511 freight purpose, or (B) upon or within buildings, structures or other
512 venues in the custody or control of the state and designed, operated or
513 intended to be operated for the purpose of presenting athletic, artistic,
514 musical or other entertainment events. Subject to regulations adopted
515 by the commissioner and except as prohibited by state statute, local
516 ordinance or zoning regulation signs, displays and devices may be
517 erected and maintained within six hundred sixty feet of primary and
518 other limited access state highways in areas which are zoned for
519 industrial or commercial use under authority of law or located in
520 unzoned commercial or industrial areas which areas shall be
521 determined from actual land uses and defined by regulations of the
522 commissioner. The regulations of the commissioner in regard to size,
523 spacing and lighting shall apply to any segments of the interstate system
524 which traverse commercial or industrial zones wherein the use of real
525 property adjacent to the interstate system is subject to municipal
526 regulation or control, or which traverse other areas where the land use,
527 as of September 21, 1959, was clearly established under state law as
528 industrial or commercial.

529 Sec. 15. (NEW) (*Effective from passage*) The driver of any vehicle on a
530 highway shall, unless otherwise directed by a traffic officer, grant the
531 right-of-way to any motor bus on such highway seeking to leave or
532 draw away from a curb or the edge of the highway and enter the flow
533 of traffic in the same direction as the vehicle, provided such motor bus
534 is utilizing a turn signal, in accordance with section 14-244 of the general
535 statutes. Violation of any provision of this section shall be an infraction.
536 For the purposes of this section, "highway" and "motor bus" have the
537 same meanings as provided in section 14-1 of the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>October 1, 2020</i>	13b-34(a)
Sec. 3	<i>October 1, 2020</i>	13b-80
Sec. 4	<i>from passage</i>	SA 91-32
Sec. 5	<i>October 1, 2020</i>	13b-20e(a)
Sec. 6	<i>October 1, 2020</i>	13b-20f
Sec. 7	<i>October 1, 2020</i>	22a-32
Sec. 8	<i>October 1, 2020</i>	14-100a(c)
Sec. 9	<i>October 1, 2020</i>	54-33m
Sec. 10	<i>October 1, 2020</i>	New section
Sec. 11	<i>from passage</i>	PA 17-238, Sec. 6
Sec. 12	<i>October 1, 2020</i>	13b-103
Sec. 13	<i>October 1, 2020</i>	13a-26(f)
Sec. 14	<i>October 1, 2020</i>	13a-123(e)
Sec. 15	<i>from passage</i>	New section

Statement of Purpose:

To implement the recommendations of the Department of Transportation and make other changes to the transportation statutes.

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