



General Assembly

January Session, 2023

Raised Bill No. 6748

LCO No. 4763



Referred to Committee on TRANSPORTATION

Introduced by:
(TRA)

AN ACT CONCERNING CERTIFICATES OF APPROVAL FOR MOTOR VEHICLE DEALERSHIPS AND REPAIR SHOPS, TRESPASS ON WATERSHED LAND, THE "MOVE OVER" LAW AND MINOR REVISIONS TO MOTOR VEHICLE STATUTES.

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

1 Section 1. Section 14-54 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2023*):

3 Any person who desires to obtain a license for dealing in or repairing
4 motor vehicles shall first obtain and present to the commissioner a
5 certificate of approval [of the location for which such license is desired
6 from the board or authority designated by local charter, regulation or
7 ordinance of the town, city or borough wherein the business is located
8 or is proposed to be located, except that in any town or city having a
9 zoning commission, combined planning and zoning commission and a
10 board of appeals, such certificate shall be approved by the board of
11 appeals] from the zoning enforcement official of the municipality where
12 such license is desired, affirming that the proposed location and use of
13 the property conform to the zoning regulations of the municipality. In
14 addition thereto, such certificate shall be approved by the local building

15 official and local fire marshal. The provisions of this section shall not
16 apply to (1) a transfer of ownership to a spouse, child, brother, sister or
17 parent of a licensee, (2) a transfer of ownership to or from a corporation
18 in which a spouse, child, brother, sister or parent of a licensee has a
19 controlling interest, or (3) a change in ownership involving the
20 withdrawal of one or more partners from a partnership.

21 Sec. 2. Section 53a-110d of the general statutes is repealed and the
22 following is substituted in lieu thereof (*Effective October 1, 2023*):

23 (a) A person is guilty of simple trespass of railroad property or
24 watershed land when, knowing that such person is not licensed or
25 privileged to do so, such person enters or remains on railroad property
26 or watershed land without lawful authority or the consent of the
27 railroad carrier or water company, as the case may be.

28 (b) Simple trespass of railroad property or watershed land is an
29 infraction.

30 Sec. 3. Section 14-283b of the general statutes is repealed and the
31 following is substituted in lieu thereof (*Effective October 1, 2023*):

32 (a) For the purpose of this section, "emergency vehicle" means any
33 vehicle with activated flashing lights (1) operated by a member of an
34 emergency medical service organization responding to an emergency
35 call, (2) operated by a fire department or by any officer of a fire
36 department responding to a fire or other emergency, (3) operated by a
37 police officer, (4) that is a maintenance vehicle, as defined in section 14-
38 1, or (5) that is a wrecker, as defined in section 14-1, "police officer" has
39 the meaning set forth in section 7-294a, and "highway" has the meaning
40 set forth in section 14-1. [provided such highway has two or more
41 travel lanes that proceed in the same direction.]

42 (b) Any operator of a motor vehicle on a highway when approaching
43 one or more emergency vehicles that are stationary or traveling
44 significantly below the posted speed limit and located on the shoulder,
45 lane or breakdown lane of such highway shall (1) immediately reduce

46 speed to a reasonable level below the posted speed limit, and (2) if
47 traveling in the lane adjacent to the shoulder, lane or breakdown lane
48 containing such emergency vehicle, move such motor vehicle over one
49 lane, unless such movement would be unreasonable or unsafe.

50 (c) Any operator of a motor vehicle on a highway when approaching
51 one or more nonemergency vehicles that are stationary and located on
52 the shoulder, lane or breakdown lane of such highway shall, if traveling
53 in the lane adjacent to the shoulder, lane or breakdown lane containing
54 such nonemergency vehicle, move such motor vehicle over one lane,
55 unless such movement would be unreasonable or unsafe.

56 (d) (1) Any person who violates the provisions of subsection (b) of
57 this section shall have committed an infraction, except that if such
58 violation results in the injury of the operator of an emergency vehicle,
59 such person shall be fined not more than two thousand five hundred
60 dollars and, if such violation results in the death of the operator of an
61 emergency vehicle, such person shall be fined not more than ten
62 thousand dollars.

63 (2) Any person who violates the provisions of subsection (c) of this
64 section shall have committed an infraction.

65 Sec. 4. Subsection (c) of section 22a-202 of the general statutes is
66 repealed and the following is substituted in lieu thereof (*Effective from*
67 *passage*):

68 (c) There is established a Connecticut Hydrogen and Electric
69 Automobile Purchase Rebate Advisory Board, which shall be within the
70 Department of Energy and Environmental Protection for administrative
71 purposes only. The advisory board shall advise the Commissioner of
72 Energy and Environmental Protection concerning priorities for the
73 allocation, distribution and utilization of funds for the Connecticut
74 Hydrogen and Electric Automobile Purchase Rebate program. The
75 advisory board shall consist of the Commissioner of Energy and
76 Environmental Protection or the commissioner's designee, the
77 Commissioner of Consumer Protection or the commissioner's designee,

78 the president of the Connecticut Green Bank or the president's designee,
79 the chairperson of the Public Utilities Regulatory Authority or the
80 chairperson's designee and ten members appointed as follows: (1) One
81 representative of an environmental organization knowledgeable in
82 electric vehicle policy appointed by the speaker of the House of
83 Representatives; (2) one member who is an owner or manager of a
84 business engaged in the sale or repair of bicycles appointed by the
85 president pro tempore of the Senate; (3) one representative of an
86 organization that represents the interests of an environmental justice
87 community appointed by the majority leader of the House of
88 Representatives; (4) one representative of an association representing
89 automotive retailers in the state appointed by the majority leader of the
90 Senate; (5) one representative of an association representing electric
91 vehicle consumers appointed by the minority leader of the House of
92 Representatives; (6) one member appointed by the minority leader of
93 the Senate; (7) one representative of an organization interested in the
94 promotion of walking or bicycling appointed by the House chairperson
95 of the joint standing committee of the General Assembly having
96 cognizance of matters relating to transportation; (8) one member
97 appointed by the Senate chairperson of the joint standing committee of
98 the General Assembly having cognizance of matters relating to
99 transportation; (9) one representative of an association representing
100 electric vehicle manufacturers appointed by the House ranking member
101 of the joint standing committee of the General Assembly having
102 cognizance of matters relating to transportation; and (10) one member
103 appointed by the Senate ranking member of the joint standing
104 committee of the General Assembly having cognizance of matters
105 relating to transportation. The Commissioner of Energy and
106 Environmental Protection may appoint to the advisory board not more
107 than three additional representatives from other industrial fleet or
108 transportation companies. Each member appointed pursuant to
109 subdivisions (1) to (10), inclusive, of this subsection or appointed by the
110 Commissioner of Energy and Environmental Protection shall serve for
111 a term of two years and may [service] continue to serve until such
112 member's successor is appointed. The Commissioner of Energy and

113 Environmental Protection, or the commissioner's designee, shall serve
114 as chairperson of the advisory board. The advisory board shall meet at
115 such times as it deems necessary and may establish rules governing its
116 internal procedures.

117 Sec. 5. Subdivision (2) of subsection (d) of section 14-164c of the
118 general statutes is repealed and the following is substituted in lieu
119 thereof (*Effective from passage*):

120 (2) On and after July 1, 2022, until July 1, 2024, inclusive, the
121 commissioner shall grant an extension of time for a vehicle which fails
122 any required inspection to obtain needed repairs, provided any motor
123 vehicle dealer or repairer licensed under the provisions of section 14-52,
124 certifies, in writing, that the part needed to fix a problem associated with
125 the vehicle's engine is delayed due to market conditions. Any [waiver]
126 extension of time granted pursuant to the provisions of this subdivision
127 shall be valid for a period of one hundred eighty days from the date of
128 the certification provided by such dealer or repairer.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2023</i>	14-54
Sec. 2	<i>October 1, 2023</i>	53a-110d
Sec. 3	<i>October 1, 2023</i>	14-283b
Sec. 4	<i>from passage</i>	22a-202(c)
Sec. 5	<i>from passage</i>	14-164c(d)(2)

Statement of Purpose:

To (1) specify that applicants for licenses for dealing in or repairing motor vehicles obtain certificates of approval of location and use from the zoning enforcement official of the municipality, (2) prohibit trespass on watershed land, (3) redefine "highway", and (4) make minor revisions to motor vehicle 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.]