



General Assembly

Substitute Bill No. 5330

February Session, 2024



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**AN ACT IMPLEMENTING RECOMMENDATIONS OF THE
DEPARTMENT OF TRANSPORTATION.**

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

1 Section 1. Section 14-314 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2024*):

3 Any person, firm or corporation failing to comply with any order
4 made pursuant to any provision of this chapter shall be fined not more
5 than [five] ten thousand dollars or imprisoned not more than thirty days
6 or both, and shall be subject to the provisions of section 14-111. Any
7 person, firm or corporation failing to comply with any traffic control
8 signal, sign, marking or other device placed and maintained upon the
9 highway, or with any regulation adopted pursuant to any provision of
10 this chapter, by the Office of the State Traffic Administration or the
11 traffic authority of any city, town or borough shall be deemed to have
12 committed an infraction, if no other penalty is provided by law.
13 Traveling at a greater rate of speed than is reasonable as provided in
14 section 14-218a, as amended by this act, shall not be deemed to be a
15 failure to comply with the provisions of this section but shall be deemed
16 to be the commission of an infraction within the provisions of [said]
17 section 14-218a, as amended by this act.

18 Sec. 2. Subsection (b) of section 14-311 of the 2024 supplement to the

19 general statutes is repealed and the following is substituted in lieu
20 thereof (*Effective July 1, 2024*):

21 (b) Except as otherwise provided in this subsection or permitted by
22 the Office of the State Traffic Administration, no local building official
23 shall issue a building or foundation permit to any person, firm,
24 corporation, state agency or municipal agency to build, expand,
25 establish or operate such a development until the person, firm,
26 corporation or agency provides to such official a copy of the certificate
27 issued under this section by the office. No local building official shall
28 issue a certificate of occupancy to any such person, firm, corporation or
29 agency for such development until the conditions of the certificate
30 issued by the office under this section have been satisfied. If the office
determines that a local building official issued a building or foundation
permit to any such person, firm, corporation or agency without such
person, firm, corporation or agency having a certificate from the office,
the office shall order the building official to revoke such building or
foundation permit. If the office determines that any person, firm,
36 corporation or agency has (1) started building, expanding, establishing
37 or operating such a development without first obtaining a certificate
38 from said office, or (2) has failed to comply with the conditions of such
39 a certificate, [it] the office shall order the person, firm, corporation or
40 agency to (A) cease constructing, expanding, establishing or operating
41 the development, or (B) comply with the conditions of the certificate
42 within a reasonable period of time. If such person, firm, corporation or
43 agency fails to (i) cease such work, or (ii) comply with an order of the
44 office within such time as specified by the office, the office may apply to
45 the superior court for the judicial district of Hartford or the judicial
46 district where the development is located enjoining the construction,
47 expansion, establishment or operation of such development.
48 Notwithstanding the provisions of this subsection, for single family
49 home building lots within a subdivision of land, for which a certificate
50 is required and which do not have a direct exit or entrance on, or directly
51 abut or adjoin any state highway, no local building official shall issue a
52 certificate of occupancy to any person, firm, corporation, state agency or

53 municipal agency to occupy homes on such lots until the person, firm,
54 corporation or agency provides to such official a copy of the certificate
55 issued under this section by the office and such official confirms that the
56 certificate conditions have been satisfied.

57 Sec. 3. Subsection (f) of section 14-311 of the 2024 supplement to the
58 general statutes is repealed and the following is substituted in lieu
59 thereof (*Effective July 1, 2024*):

60 (f) Before submitting an application for a certificate for any
61 development generating large volumes of traffic pursuant to subsection
62 (a) of this section to the Office of the State Traffic Administration, the
63 person, firm, corporation or agency submitting such application shall
64 attend a mandatory meeting with the Office of the State Traffic
65 Administration and other staff from the Department of Transportation.
66 At such meeting, such person, firm, corporation or agency shall present
67 the applicant's proposed development and receive feedback, including,
68 but not limited to, information as to what materials need to be submitted
69 for an application to be considered complete.

70 Sec. 4. Subsection (b) of section 14-311c of the 2024 supplement to the
71 general statutes is repealed and the following is substituted in lieu
72 thereof (*Effective July 1, 2024*):

73 (b) Except as otherwise provided in this subsection or permitted by
74 the Office of the State Traffic Administration, no local building official
75 shall issue a building or foundation permit to any such person, firm,
76 corporation or agency to build, expand, establish or operate such a
77 development until the person, firm, corporation or agency provides to
78 such official a copy of the certificate issued under this section by the
79 Office of the State Traffic Administration. No local building official shall
80 issue a certificate of occupancy to any such person, firm, corporation or
81 agency for such development until the conditions of the certificate
82 issued by the office under this section have been satisfied. If the office
83 determines that a local building official issued a building or foundation
84 permit to any such person, firm, corporation or agency without such

85 person, firm, corporation or agency having a certificate from the office,
86 the office shall order the building official to revoke such building or
87 foundation permit. If the Office of the State Traffic Administration
88 determines that any person, firm, corporation or agency has (1) started
89 building, expanding, establishing or operating such a development
90 without first obtaining a certificate from said office, or (2) has failed to
91 comply with the conditions of such a certificate, it shall order the person,
92 firm, corporation or agency to (A) cease constructing, expanding,
93 establishing or operating the development, or (B) to comply with the
94 conditions of the certificate within a reasonable period of time. If such
95 person, firm, corporation or agency fails to (i) cease such work, or (ii)
96 comply with such order within such time as specified by the Office of
97 the State Traffic Administration, said office or the traffic authority of the
98 municipality wherein the development is located may apply to the
99 superior court for the judicial district of Hartford or the judicial district
100 where the development is located enjoining the construction, expansion,
101 establishment or the operation of such development. Notwithstanding
102 the provisions of this subsection, for single family home building lots
103 within a subdivision of land, for which a certificate is required and
104 which do not have a direct exit or entrance on, or directly abut or adjoin
105 any state highway, no local building official shall issue a certificate of
106 occupancy to any such person, firm, corporation or agency to occupy
107 homes on such lots until such person, firm, corporation or agency
108 provides to such official a copy of the certificate issued under this
109 section by said office and such official confirms that the certificate
110 conditions have been satisfied.

111 Sec. 5. Subsection (f) of section 14-311c of the 2024 supplement to the
112 general statutes is repealed and the following is substituted in lieu
113 thereof (*Effective July 1, 2024*):

114 (f) Before submitting an application for a certificate for any
115 development generating large volumes of traffic pursuant to subsection
116 (a) of this section to the Office of the State Traffic Administration, the
117 person, firm, corporation or agency submitting such application shall
118 attend a mandatory meeting with the Office of the State Traffic

119 Administration and other staff from the Department of Transportation.
120 At such meeting, such person, firm, corporation or agency shall present
121 the applicant's proposed development and receive feedback, including,
122 but not limited to, information as to what materials need to be submitted
123 for an application to be considered complete.

124 Sec. 6. Section 14-299 of the 2024 supplement to the general statutes
125 is repealed and the following is substituted in lieu thereof (*Effective*
126 *October 1, 2024*):

127 (a) For the purpose of standardization and uniformity, no installation
128 of or revision to any traffic control signal light shall be made by any
129 town, city or borough until the same has been approved by the Office of
130 the State Traffic Administration. Such approval shall be based on
131 necessity for, location of and type of such signal light and shall be
132 applied for on a form supplied by the Office of the State Traffic
133 Administration and shall be submitted to said office by the traffic
134 authority having jurisdiction. Approval of any such signal light may be
135 revoked by the Office of the State Traffic Administration at any time if
136 said office deems such revocation to be in the interest of public safety,
137 and thereupon such signal lights shall be removed by the traffic
138 authority having jurisdiction.

139 (b) When traffic at an intersection is alternately directed to proceed
140 and to stop by the use of signals exhibiting colored lights or lighted
141 arrows, successively one at a time or in combination, only the colors
142 green, red and yellow shall be used, except for special pedestrian-
143 control signals carrying word legends or symbols. Such lights or arrows
144 shall apply to drivers of vehicles, [and] pedestrians [and shall] and
145 operators of bicycles, except when such operators are directed by
146 bicycle-control signals pursuant to subsection (d) of this section. Such
147 lights or arrows shall indicate the following:

148 (1) Circular green alone: Vehicular traffic facing a green signal may
149 proceed straight through or turn right or left unless a sign or marking at
150 such place prohibits either such turn or straight through movement,

151 except that such traffic shall yield the right-of-way to pedestrians and
152 vehicles within a crosswalk or the intersection at the time such signal
153 was exhibited; pedestrians facing the green signal, except when directed
154 by separate pedestrian-control signals, may proceed across the highway
155 within any marked or unmarked crosswalk.

156 (2) Yellow: Vehicular traffic facing a steady yellow signal is thereby
157 warned that the related green movement is being terminated or that a
158 red indication will be exhibited immediately thereafter, when vehicular
159 traffic shall stop before entering the intersection unless so close to the
160 intersection that a stop cannot be made in safety; pedestrians facing a
161 steady yellow signal, except when directed by separate pedestrian-
162 control signals, are thereby advised that there is insufficient time to
163 cross the roadway before a red indication is shown and no pedestrian
164 shall then start to cross the roadway.

165 (3) Red alone: Vehicular traffic facing a steady red signal alone shall
166 stop before entering the crosswalk on the near side of the intersection
167 or, if none, then before entering the intersection and remain standing
168 until the next indication is shown; provided, on or after July 1, 1979,
169 vehicular traffic traveling in the travel lane nearest the right hand curb
170 or other defined edge of the roadway, unless a sign approved by the
171 Office of the State Traffic Administration has been erected in the
172 appropriate place prohibiting this movement, may cautiously enter the
173 intersection to make a right turn onto a two-way street or onto another
174 one-way street on which all the traffic is moving to such vehicle's right
175 after such vehicle has stopped as required in this subdivision and
176 yielded the right-of-way to pedestrians within an adjacent crosswalk
177 and to other traffic lawfully using the intersection. Pedestrians facing a
178 steady red signal alone, except when directed by separate pedestrian-
179 control signals, shall not enter the roadway.

180 (4) Green arrow: Vehicular traffic facing a green arrow signal, shown
181 alone or in combination with another indication, may cautiously enter
182 the intersection only to make the movement indicated by such arrow, or
183 such other movement as is permitted by other indications shown at the

184 same time, but such vehicular traffic shall yield the right-of-way to
185 pedestrians within a crosswalk and to other traffic lawfully within the
186 intersection.

187 (5) Whenever special pedestrian-control signals exhibiting the words
188 "Walk" or "Don't Walk" or the image of a walking person symbolizing
189 "Walk" or an upraised hand symbolizing "Don't Walk" are in place, such
190 signals shall indicate as follows: "Walk" or walking person symbol:
191 Pedestrians facing such signals may proceed across the roadway in the
192 direction of the signal and shall be given the right-of-way by the drivers
193 of all vehicles; "Don't Walk" or upraised hand symbol: No pedestrian
194 shall start to cross the roadway in the direction of such signal, but any
195 pedestrian who has partially completed crossing on the walk signal
196 shall proceed to a sidewalk or safety island while the flashing "Don't
197 Walk" or flashing upraised hand symbol signal is showing.

198 (c) When an illuminated flashing red or yellow signal is used in a
199 traffic sign or signal, it shall require obedience by vehicular traffic as
200 follows:

201 (1) Flashing red: When a red lens is illuminated by rapid intermittent
202 flashes, [drivers of vehicles] vehicular traffic shall stop before entering
203 the nearest crosswalk at an intersection, or at a limit line when marked
204 or, if none, then before entering the intersection, and the right to proceed
205 shall be subject to the rules applicable after making a stop at a stop sign.

206 (2) Flashing yellow: When a yellow lens is illuminated with rapid
207 intermittent flashes, [drivers of vehicles] vehicular traffic facing such
208 signal may proceed through the intersection or past such signal only
209 with caution.

210 (d) Whenever bicycle-control signals with three lens signal heads
211 exhibiting green, yellow or red bicycle stenciled lenses are in place, the
212 operators of bicycles shall comply with such signals. Such signals shall
213 indicate as follows:

214 (1) Green bicycle: Bicycle traffic facing a green bicycle signal may

215 proceed in the same manner as if facing a green signal alone as described
216 in subdivision (1) of subsection (b) of this section.

217 (2) Yellow bicycle: Bicycle traffic facing a yellow bicycle signal is
218 thereby warned in the same manner as if facing a steady yellow signal
219 as described in subdivision (2) of subsection (b) of this section.

220 (3) Red bicycle: Bicycle traffic facing a red bicycle signal shall stop in
221 the same manner as if facing a steady red signal alone as described in
222 subdivision (3) of subsection (b) of this section, provided bicycle traffic
223 may cautiously enter the intersection as described in said subdivision.

224 (4) Flashing red bicycle: When a red bicycle signal is illuminated by
225 rapid intermittent flashes, bicycle traffic shall stop in the same manner
226 as if facing a red lens illuminated by rapid intermittent flashes as
227 described in subdivision (1) of subsection (c) of this section.

228 (5) Flashing yellow bicycle: When a yellow bicycle signal is
229 illuminated by rapid intermittent flashes, bicycle traffic may proceed as
230 described in subdivision (2) of subsection (c) of this section.

231 [(d)] (e) Lenses of the following colors only shall be used and shall be
232 arranged vertically in the signal face or, when necessary, horizontally,
233 and shall conform to the following positions: When arranged vertically,
234 red shall be located at the top, yellow shall be located directly below red
235 and the remaining indications below the yellow in the following order:
236 Flashing yellow, circular green, vertical arrow, left-turn arrow and
237 right-turn arrow, as needed; when arranged horizontally, red shall be
238 located at the left, yellow shall be located directly to the right of red and
239 the remaining indications to the right of yellow in the following order:
240 Flashing yellow, left-turn arrow, circular green, vertical arrow and
241 right-turn arrow, as needed.

242 [(e)] (f) When lane-direction-control signals are placed over the
243 individual lanes of a street or highway, vehicular traffic may travel in
244 any lane over which a green arrow signal is shown, but shall not enter
245 or travel in any lane over which a red X signal is shown.

246 [(f)] (g) If a traffic control signal, approved by the Office of the State
247 Traffic Administration, is erected and maintained at a place other than
248 an intersection, the provisions of this section shall be applicable except
249 as to those provisions which by their nature can have no application.
250 Any stop required shall be made at a sign or marking on the pavement
251 indicating where the stop shall be made, but in the absence of any sign
252 or marking, the stop shall be made at the signal.

253 Sec. 7. (NEW) (*Effective July 1, 2024*) Notwithstanding the provisions
254 of any municipal charter, special act or home rule ordinance, any
255 municipality may, by vote of its legislative body, establish a traffic
256 authority and appoint one or more persons as members to serve on such
257 traffic authority. The qualifications, terms of office and compensation, if
258 any, of any such members shall be prescribed by such legislative body.
259 A traffic authority established pursuant to this section shall replace any
260 existing traffic authority in such municipality and have the same powers
261 and duties as a traffic authority described in subparagraphs (A) to (C),
262 inclusive, of subdivision (7) of section 14-297 of the general statutes, as
263 amended by this act.

264 Sec. 8. Subdivision (7) of section 14-297 of the general statutes is
265 repealed and the following is substituted in lieu thereof (*Effective October*
266 *1, 2024*):

267 (7) "Traffic authority" means (A) the board of police commissioners
268 of any city, town or borough, [or] (B) the city or town manager, the chief
269 of police, the superintendent of police or any legally elected or
270 appointed official or board [, or any official] having similar powers and
271 duties [,] of any city, town or borough that has no board of police
272 commissioners but has a regularly appointed police force, [or] (C) the
273 board of selectmen of any town in which there is no city or borough with
274 a regularly appointed police force, or (D) a traffic authority established
275 pursuant to section 7 of this act, except that, with respect to state
276 highways and bridges, "traffic authority" means the Office of the State
277 Traffic Administration, provided nothing contained in this section shall
278 be construed to limit or detract from the jurisdiction or authority of the

279 Office of the State Traffic Administration to adopt regulations
280 establishing a uniform system of traffic control signals, devices, signs
281 and markings as provided in section 14-298, and the requirement that
282 no installation of any traffic control signal light shall be made by any
283 city, town or borough until the installation has been approved by the
284 Office of the State Traffic Administration as provided in section 14-299,
285 as amended by this act;

286 Sec. 9. Subsection (b) of section 14-218a of the 2024 supplement to the
287 general statutes is repealed and the following is substituted in lieu
288 thereof (*Effective October 1, 2024*):

289 (b) (1) Except as provided in subdivision (2) of this subsection, the
290 Office of the State Traffic Administration shall establish a speed limit
291 not to exceed sixty-five miles per hour on each multiple lane, limited
292 access highway. The office shall establish speed limits that are suitable
293 for each such highway, taking into consideration relevant factors
294 including design, population of area and traffic flow.

295 (2) The Commissioner of Transportation may establish [the speed
296 limit on limited access highways during a weather event or an
297 emergency, provided the commissioner erects electronic signs
298 indicating such speed limit] a variable speed limit to allow for the
299 temporary lowering of a posted speed limit on a limited access highway
300 to address traffic congestion, road construction or any other condition
301 that affects the safe and orderly movement of traffic on such limited
302 access highway. Any such variable speed limit (A) shall be based on an
303 engineering investigation; (B) may be effective for all, or a designated
304 portion, of such highway; (C) shall not be less than ten miles per hour
305 below the posted speed limit on such highway, or portion thereof; and
306 (D) shall be effective when the variable speed limit is posted and when
307 a sign notifying motorists of the change in the posted speed limit is
308 erected not less than five hundred feet, but not more than one thousand
309 feet, before the point at which the variable speed limit begins. The
310 commissioner shall use stationary or portable changeable message signs
311 to provide notice of a variable speed limit.

312 Sec. 10. Subsection (e) of section 13a-123 of the general statutes is
313 repealed and the following is substituted in lieu thereof (*Effective July 1,*
314 2024):

315 (e) The following types of signs, displays and devices may, with the
316 approval of and subject to regulations adopted by the commissioner, be
317 permitted within the six-hundred-sixty-foot area of interstate, primary
318 and other limited access state highways, except as prohibited by state
319 statute, local ordinance or zoning regulation: (1) Directional and other
320 official signs or notices, which signs and notices shall include, but not
321 be limited to, signs and notices pertaining to natural wonders and scenic
322 and historical attractions which are required or authorized by law; (2)
323 signs, displays and devices advertising the sale or lease of the property
324 upon which they are located; (3) signs, displays and devices advertising
325 activities conducted on the property on which they are located; (4) signs,
326 displays or advertising devices which are in place for sixty days or less;
327 and (5) advertising signs, displays or devices (A) located or erected on
328 real property or abutting real property within areas owned, leased or
329 managed by a public authority for the purpose of (i) railway or rail
330 infrastructure facilities, including, but not limited to, associated
331 structures located within areas zoned solely or predominantly for the
332 development of a railway or rail infrastructure facilities, (ii) bus rapid
333 transit corridors, including, but not limited to, the Hartford-New Britain
334 busway project authorized in section 13b-15a, and any shelter, structure
335 or other facility associated with the operation of such bus rapid transit
336 corridor, (iii) airport development zones designated in section 32-75d,
337 [or] (iv) bus facilities, or (v) any other similar transit or freight purpose,
338 or (B) upon or within buildings, structures or other venues in the
339 custody or control of the state and designed, operated or intended to be
340 operated for the purpose of presenting athletic, artistic, musical or other
341 entertainment events. Subject to regulations adopted by the
342 commissioner and except as prohibited by state statute, local ordinance
343 or zoning regulation, signs, displays and devices may be erected and
344 maintained within six hundred sixty feet of primary and other limited
345 access state highways in areas which are zoned for industrial or

346 commercial use under authority of law or located in unzoned
347 commercial or industrial areas which areas shall be determined from
348 actual land uses and defined by regulations of the commissioner. The
349 regulations of the commissioner in regard to size, spacing and lighting
350 shall apply to any segments of the interstate system which traverse
351 commercial or industrial zones wherein the use of real property adjacent
352 to the interstate system is subject to municipal regulation or control, or
353 which traverse other areas where the land use, as of September 21, 1959,
354 was clearly established under state law as industrial or commercial.

355 Sec. 11. Subsection (b) of section 13b-38ff of the 2024 supplement to
356 the general statutes is repealed and the following is substituted in lieu
357 thereof (*Effective July 1, 2024*):

358 (b) [On and after July 1, 2024, each] Each new bus stop or shelter
359 constructed by the Department of Transportation or a transit district on
360 and after July 1, 2024, shall (1) be in accordance with the plan developed
361 pursuant to subsection (a) of this section, and (2) comply with physical
362 accessibility guidelines, as applicable, under the federal Americans with
363 Disabilities Act, 42 USC 12101, et seq., as amended from time to time.

364 Sec. 12. Subdivision (10) of section 13b-2 of the general statutes is
365 repealed and the following is substituted in lieu thereof (*Effective July 1,*
366 *2024*):

367 (10) ["Fare inspector"] "Fare inspection duties" means the duties of an
368 employee of (A) the department designated by the commissioner, or (B)
369 a third-party contractor employed by the department, [whose duties are
370 to inspect] which include, but are not limited to, the inspection of tickets,
371 passes or other documentation required to show compliance by the
372 passenger with the fare payment requirements of state-owned or
373 controlled bus public transportation service when the fare payment is
374 off board or a combination of off board and on board such bus.

375 Sec. 13. Subsection (a) of section 13b-34 of the general statutes is
376 repealed and the following is substituted in lieu thereof (*Effective July 1,*
377 *2024*):

378 (a) The commissioner [shall have power] may, in order to aid or
379 promote the operation, whether temporary or permanent, of any
380 transportation service operating to, from or in the state, to contract in
381 the name of the state with any person, including, but not limited to, any
382 common carrier, any transit district formed under chapter 103a or any
383 special act, or any political subdivision or entity, or with the United
384 States or any other state, or any agency, instrumentality, subdivision,
385 department or officer thereof, for purposes of initiating, continuing,
386 developing, providing or improving any such transportation service.
387 Such contracts may include provision for arbitration of disputed issues.
388 The commissioner, in order to aid or promote the operation of any
389 transportation service operating outside the state, may contract in the
390 name of the state with any person, including, but not limited to, any
391 common carrier, or with the United States or any other state, or any
392 agency, instrumentality, subdivision, department or officer thereof, for
393 purposes of providing any transportation service in the event such
394 assistance is required in the case of an emergency or a special event. The
395 state, acting by and through the commissioner, may, by itself or in
396 concert with others, provide all or a portion of any such service, share
397 in the costs of or provide funds for such service, or furnish equipment
398 or facilities for use in such service upon such terms and conditions as
399 the commissioner may deem necessary or advisable, and any such
400 contracts may include, without limitation thereto, arrangements under
401 which the state shall so provide service, share costs, provide funds or
402 furnish equipment or facilities. To these ends, the commissioner may in
403 the name of the state acquire or obtain the use of facilities and
404 equipment employed in providing any such service by gift, purchase,
405 lease or other arrangements and may own and operate any such
406 facilities and equipment and establish, charge and collect such fares and
407 other charges or arrange for such collection for the use or services
408 thereof as [he] the commissioner may deem necessary, convenient or
409 desirable. The commissioner, or any [fare inspector] employee of the
410 department or of a third-party contractor with fare inspection duties, as
411 defined in section 13b-2, as amended by this act, shall have the authority
412 to issue citations for any violation of section 13b-38i. The commissioner

413 may also acquire title in fee simple to, or any lesser estate, interest or
414 right in, any rights-of-way, properties or facilities, including properties
415 used on or before October 1, 1969, for rail or other forms of
416 transportation services. The commissioner may hold such properties for
417 future use by the state and may enter into agreements for interim use of
418 such properties for other purposes. Any person contracting with the
419 state pursuant to this section for the provision of any transportation
420 service shall not be considered an arm or agent of the state. Any
421 damages caused by the operation of such transportation service by such
422 person may be recovered in a civil action brought against such person
423 in the superior court and such person may not assert the defense of
424 sovereign immunity in such action.

425 Sec. 14. Subsection (j) of section 13b-34 of the general statutes is
426 repealed and the following is substituted in lieu thereof (*Effective July 1,*
427 *2024*):

428 (j) If the commissioner deems it to be in the best interest of the state,
429 the commissioner may indemnify and hold harmless the Metro-North
430 Commuter Railroad Company in its capacity as the state's contracted
431 maintainer of the M-8 rail car fleet for claims brought by the National
432 Railroad Passenger Corporation or other third parties against the Metro-
433 North Commuter Railroad Company relative to the operation of M-8
434 rail cars on National Railroad Passenger Corporation property,
435 provided such indemnification does not relieve the Metro-North
436 Commuter Railroad Company from liability for its wilful or negligent
437 acts or omissions.

438 Sec. 15. Section 14-289g of the general statutes is repealed and the
439 following is substituted in lieu thereof (*Effective October 1, 2024*):

440 (a) No person under eighteen years of age may (1) operate a
441 motorcycle or a motor-driven cycle, as defined in section 14-1, or (2) be
442 a passenger on a motorcycle or motor-driven cycle, unless such operator
443 or passenger is wearing protective headgear [of a type which] that
444 conforms to the minimum specifications established in 49 CFR 571.218,

445 as amended from time to time.

446 (b) No person issued a motorcycle endorsement for a period of three
447 years after the date of issuance shall operate a motorcycle or a motor-
448 driven cycle, unless such person and any passenger on such motorcycle
449 or motor-driven cycle is wearing protective headgear as described in
450 subsection (a) of this section.

451 (c) Any person who violates any provision of this section shall have
452 committed an infraction and shall be fined not less than ninety dollars.

453 [(b)] (d) As used in this section, the term "motorcycle" [shall] does not
454 include "autocycle".

455 Sec. 16. Subsection (a) of section 14-36a of the general statutes is
456 repealed and the following is substituted in lieu thereof (*Effective October*
457 *1, 2024*):

458 (a) A commercial driver's license issued in accordance with section
459 14-44c shall be designated as class A, B or C, in accordance with the
460 provisions of subsection (b) of section 14-44d. All other operators'
461 licenses shall be designated as class D. A license of any class that also
462 authorizes the operation of a motorcycle shall contain the date the
463 motorcycle endorsement was issued by the commissioner and the
464 designation "M", except that no such designation shall be required for
465 the operation of an autocycle.

466 Sec. 17. Subsection (b) of section 14-40a of the general statutes is
467 repealed and the following is substituted in lieu thereof (*Effective October*
468 *1, 2024*):

469 (b) A person who is sixteen years of age or older and who has not had
470 such a license suspended or revoked may apply to the commissioner for
471 a motorcycle instruction permit. The commissioner may issue a
472 motorcycle instruction permit, containing such limitation as said
473 commissioner deems advisable, to an applicant after the applicant has
474 passed all parts of the examination, other than the driving skills test, for

475 a motor vehicle operator's license with a motorcycle endorsement as
476 required by subsection (c) of this section. The motorcycle instruction
477 permit shall entitle the applicant, while [said] such applicant is in
478 immediate possession of [said] such permit, to drive a motorcycle on the
479 public highways, other than multiple lane limited access highways, for
480 a period of sixty days. A motorcycle instruction permit may be renewed,
481 or a new permit issued, for an additional period of sixty days. Each
482 applicant issued a motorcycle instruction permit shall, while operating
483 a motorcycle, wear protective headgear [of a type which] that conforms
484 to the minimum specifications established [by regulations adopted
485 under subsection (b) of section 14-289g] in 49 CFR 571.218, as amended
486 from time to time.

487 Sec. 18. Section 14-222 of the general statutes is repealed and the
488 following is substituted in lieu thereof (*Effective October 1, 2024*):

489 (a) (1) No person shall operate any motor vehicle upon any public
490 highway of the state, or any road of any specially chartered municipal
491 association or of any district organized under the provisions of chapter
492 105, a purpose of which is the construction and maintenance of roads
493 and sidewalks, or in any parking area for ten cars or more or upon any
494 private road on which a speed limit has been established in accordance
495 with the provisions of section 14-218a, as amended by this act, or section
496 14-307a or upon any school property recklessly, having regard to the
497 width, traffic and use of such highway, road, school property or parking
498 area, the intersection of streets and the weather conditions. (2) The
499 operation of a motor vehicle upon any such highway, road or parking
500 area for ten cars or more at such a rate of speed as to endanger the life
501 of any person other than the operator of such motor vehicle, or the
502 operation, downgrade, upon any highway, of any motor vehicle with a
503 commercial registration with the clutch or gears disengaged, or the
504 operation knowingly of a motor vehicle with defective mechanism, shall
505 constitute a violation of the provisions of this section. (3) The operation
506 of a motor vehicle upon any such highway, road or parking area for ten
507 cars or more at a rate of speed greater than eighty-five miles per hour
508 shall constitute a violation of the provisions of this section. (4) The

509 operation of a motor vehicle upon a limited access highway while
510 engaged in any activity prohibited by section 14-296aa, as amended by
511 this act, shall constitute a violation of the provisions of this section.

512 (b) Any person who violates any provision of this section shall be
513 fined not less than one hundred dollars nor more than three hundred
514 dollars or imprisoned not more than thirty days or be both fined and
515 imprisoned for the first offense and for each subsequent offense shall be
516 fined not more than six hundred dollars or imprisoned not more than
517 one year or be both fined and imprisoned.

518 Sec. 19. Section 14-296aa of the 2024 supplement to the general
519 statutes is repealed and the following is substituted in lieu thereof
520 (*Effective October 1, 2024*):

521 (a) For purposes of this section, the following terms have the
522 following meanings:

523 (1) "Mobile telephone" means a cellular, analog, wireless or digital
524 telephone capable of sending or receiving telephone communications
525 without an access line for service.

526 (2) "Using" or "use" means holding a hand-held mobile telephone to,
527 or in the immediate proximity of, the user's ear.

528 (3) "Hand-held mobile telephone" means a mobile telephone with
529 which a user engages in a call using at least one hand.

530 (4) "Hands-free accessory" means an attachment, add-on, built-in
531 feature, or addition to a mobile telephone, whether or not permanently
532 installed in a motor vehicle, that, when used, allows the vehicle operator
533 to maintain both hands on the steering wheel.

534 (5) "Hands-free mobile telephone" means a hand-held mobile
535 telephone that has an internal feature or function, or that is equipped
536 with an attachment or addition, whether or not permanently part of
537 such hand-held mobile telephone, by which a user engages in a call
538 without the use of either hand, whether or not the use of either hand is

539 necessary to activate, deactivate or initiate a function of such telephone.

540 (6) "Engage in a call" means talking into or listening on a hand-held
541 mobile telephone, but does not include holding a hand-held mobile
542 telephone to activate, deactivate or initiate a function of such telephone.

543 (7) "Immediate proximity" means the distance that permits the
544 operator of a hand-held mobile telephone to hear telecommunications
545 transmitted over such hand-held mobile telephone, but does not require
546 physical contact with such operator's ear.

547 (8) "Mobile electronic device" means any hand-held or other portable
548 electronic equipment capable of providing data communication
549 between two or more persons, including a text messaging device, a
550 paging device, a personal digital assistant, a laptop computer,
551 equipment that is capable of playing a video game or a digital video
552 disk, or equipment on which digital photographs are taken or
553 transmitted, or any combination thereof, but does not include any audio
554 equipment or any equipment installed in a motor vehicle for the
555 purpose of providing navigation, emergency assistance to the operator
556 of such motor vehicle or video entertainment to the passengers in the
557 rear seats of such motor vehicle.

558 (9) "Operating a motor vehicle" means operating a motor vehicle on
559 any highway, as defined in section 14-1, including being temporarily
560 stationary due to traffic, road conditions or a traffic control sign or
561 signal, but not including being parked on the side or shoulder of any
562 highway where such vehicle is safely able to remain stationary.

563 (b) (1) Except as otherwise provided in this subsection and
564 subsections (c) and (d) of this section, no person shall operate a motor
565 vehicle upon a highway, as defined in section 14-1, while using a hand-
566 held mobile telephone to engage in a call or while using a mobile
567 electronic device. An operator of a motor vehicle who types, sends or
568 reads a text message with a hand-held mobile telephone or mobile
569 electronic device while operating a motor vehicle shall be in violation of
570 this section, except that if such operator is driving a commercial motor

571 vehicle, as defined in section 14-1, such operator shall be charged with
572 a violation of subsection (e) of this section.

573 (2) An operator of a motor vehicle who holds a hand-held mobile
574 telephone to, or in the immediate proximity of, his or her ear while
575 operating a motor vehicle is presumed to be engaging in a call within
576 the meaning of this section. The presumption established by this
577 subdivision is rebuttable by evidence tending to show that the operator
578 was not engaged in a call.

579 (3) The provisions of this subsection shall not be construed as
580 authorizing the seizure or forfeiture of a hand-held mobile telephone or
581 a mobile electronic device, unless otherwise provided by law.

582 (4) Subdivision (1) of this subsection shall not apply to: (A) The use
583 of a hand-held mobile telephone for the sole purpose of communicating
584 with any of the following regarding an emergency situation: An
585 emergency response operator; a hospital, physician's office or health
586 clinic; an ambulance company; a fire department; or a police
587 department, or (B) any of the following persons while in the
588 performance of their official duties and within the scope of their
589 employment: A peace officer, as defined in subdivision (9) of section
590 53a-3, a firefighter or an operator of an ambulance or authorized
591 emergency vehicle, as defined in section 14-1, or a member of the armed
592 forces of the United States, as defined in section 27-103, while operating
593 a military vehicle, or (C) the use of a hand-held radio by a person with
594 an amateur radio station license issued by the Federal Communications
595 Commission in emergency situations for emergency purposes only, or
596 (D) the use of a hands-free mobile telephone.

597 (c) No person shall use a hand-held mobile telephone or other
598 electronic device, including those with hands-free accessories, or a
599 mobile electronic device, while operating a school bus that is carrying
600 passengers, except that this subsection shall not apply when such
601 person: (1) Places an emergency call to school officials; (2) uses a hand-
602 held mobile telephone as provided in subparagraph (A) of subdivision

603 (4) of subsection (b) of this section; (3) uses a hand-held mobile
604 telephone or mobile electronic device in a manner similar to a two-way
605 radio to allow real-time communication with a school official, an
606 emergency response operator, a hospital, physician's office or health
607 clinic, an ambulance company, a fire department or a police department;
608 or (4) uses a mobile electronic device with a video display, provided
609 such device (A) is used as a global positioning system or to provide
610 navigation, (B) is securely attached inside the school bus near such
611 person, and (C) has been approved for such use by the Department of
612 Motor Vehicles.

613 (d) No person under eighteen years of age shall use any hand-held
614 mobile telephone, including one with a hands-free accessory, or a
615 mobile electronic device while operating a motor vehicle on a public
616 highway, except as provided in subparagraph (A) of subdivision (4) of
617 subsection (b) of this section.

618 (e) No person shall use a hand-held mobile telephone or other
619 electronic device or type, read or send text or a text message with or
620 from a mobile telephone or mobile electronic device while operating a
621 commercial motor vehicle, as defined in section 14-1, except for the
622 purpose of communicating with any of the following regarding an
623 emergency situation: An emergency response operator; a hospital;
624 physician's office or health clinic; an ambulance company; a fire
625 department or a police department.

626 (f) Except as provided in subsections (b) to (e), inclusive, of this
627 section, no person shall engage in any activity not related to the actual
628 operation of a motor vehicle in a manner that interferes with the safe
629 operation of such vehicle on any highway, as defined in section 14-1.

630 (g) Any law enforcement officer who issues a summons for a
631 violation of this section shall record on such summons the specific
632 nature of any distracted driving behavior observed by such officer.

633 (h) Any person who violates this section shall be fined two hundred
634 dollars for a first violation, three hundred seventy-five dollars for a

635 second violation and six hundred twenty-five dollars for a third or
636 subsequent violation.

637 (i) An operator of a motor vehicle who commits a moving violation,
638 as defined in subsection (a) of section 14-111g, while engaged in any
639 activity prohibited by this section shall be fined in accordance with
640 subsection (h) of this section, in addition to any penalty or fine imposed
641 for the moving violation.

642 (j) The state shall remit to a municipality twenty-five per cent of the
643 fine amount received for a violation of this section with respect to each
644 summons issued by such municipality. Each clerk of the Superior Court
645 or the Chief Court Administrator, or any other official of the Superior
646 Court designated by the Chief Court Administrator, shall, on or before
647 the thirtieth day of January, April, July and October in each year, certify
648 to the Comptroller the amount due for the previous quarter under this
649 subsection to each municipality served by the office of the clerk or
650 official.

651 (k) A record of any violation of this section shall appear on the
652 driving history record or motor vehicle record, as defined in section 14-
653 10, of any person who commits such violation, and the record of such
654 violation shall be available to any motor vehicle insurer in accordance
655 with the provisions of section 14-10.

656 (l) No person shall be subject to prosecution for a violation of the
657 provisions of this section and subsection (a) of section 14-222, as
amended by this act, because of the same offense.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2024</i>	14-314
Sec. 2	<i>July 1, 2024</i>	14-311(b)
Sec. 3	<i>July 1, 2024</i>	14-311(f)
Sec. 4	<i>July 1, 2024</i>	14-311c(b)
Sec. 5	<i>July 1, 2024</i>	14-311c(f)
Sec. 6	<i>October 1, 2024</i>	14-299

Section 1	*October 1, 2024*	14-314
Sec. 2	*July 1, 2024*	14-311(b)
Sec. 3	*July 1, 2024*	14-311(f)
Sec. 4	*July 1, 2024*	14-311c(b)
Sec. 5	*July 1, 2024*	14-311c(f)
Sec. 6	*October 1, 2024*	14-299

Sec. 7	<i>July 1, 2024</i>	New section
Sec. 8	<i>October 1, 2024</i>	14-297(7)
Sec. 9	<i>October 1, 2024</i>	14-218a(b)
Sec. 10	<i>July 1, 2024</i>	13a-123(e)
Sec. 11	<i>July 1, 2024</i>	13b-38ff(b)
Sec. 12	<i>July 1, 2024</i>	13b-2(10)
Sec. 13	<i>July 1, 2024</i>	13b-34(a)
Sec. 14	<i>July 1, 2024</i>	13b-34(j)
Sec. 15	<i>October 1, 2024</i>	14-289g
Sec. 16	<i>October 1, 2024</i>	14-36a(a)
Sec. 17	<i>October 1, 2024</i>	14-40a(b)
Sec. 18	<i>October 1, 2024</i>	14-222
Sec. 19	<i>October 1, 2024</i>	14-296aa

Statement of Legislative Commissioners:

Section 6 was rewritten for accuracy.

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Joint Favorable Subst.