



**AN ACT CONCERNING AN ADVANCED OPERATOR'S RETRAINING PROGRAM.**

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

1 Section 1. Section 14-111g of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2020*):

3 (a) For the purposes of this subsection, "moving violation" means  
4 any violation of subsection (c) of section 14-36 or section 14-36g, 14-  
5 212d, 14-218a, 14-219, 14-222, 14-223, 14-230 to 14-249, inclusive, 14-  
6 279, 14-283, 14-289b, 14-296aa, 14-299, 14-300, 14-301, 14-302 or 14-303,  
7 and "suspension violation" means a violation of section 14-222a, 14-  
8 224, 14-227a, 14-227m or 14-227n, or section 53a-56b, 53a-57 or 53a-60d.  
9 The Commissioner of Motor Vehicles may require any motor vehicle  
10 operator who is twenty-four years of age or less, who has been  
11 convicted of a moving violation or a suspension violation, or both,  
12 committed on two or more occasions to attend [a motor vehicle] an  
13 operator's retraining program. The commissioner may require any  
14 motor vehicle operator over twenty-four years of age, who has been  
15 convicted of a moving violation or a suspension violation or a  
16 combination of said violations, committed on three or more occasions  
17 to attend [a motor vehicle] an operator's retraining program. The  
18 commissioner shall require any motor vehicle operator convicted of  
19 traveling more than seventy-five miles per hour or any person

20 operating a commercial motor vehicle convicted of traveling more than  
21 sixty-five miles per hour in a highway work zone, as defined in section  
22 14-212d, to attend [a motor vehicle] an operator's retraining program.  
23 The commissioner shall notify such operator, in writing, of such  
24 requirement. A fee of not more than eighty-five dollars shall be  
25 charged for the operator's retraining program. The commissioner, after  
26 notice and opportunity for hearing, [may] shall suspend the motor  
27 vehicle operator's license of any such operator who fails to attend or  
28 successfully complete the program until the operator successfully  
29 completes the program. The hearing shall be limited to any claim of  
30 impossibility of the operator to attend the [retraining] program, or to a  
31 determination of mistake or misidentification.

32 (b) The operator's retraining program shall be taught by a designee  
33 of the Commissioner of Motor Vehicles or by an instructor approved  
34 by the commissioner and shall (1) review principles of motor vehicle  
35 operation, (2) develop alternative attitudes for those attitudes  
36 contributing to aggressive driving behavior, and (3) emphasize the  
37 need to practice safe driving behavior.

38 (c) The operator's retraining program and the advanced operator's  
39 retraining program, as described in subsection (e) of this section, shall  
40 be offered by the Department of Motor Vehicles or by any other  
41 organization certified by the commissioner to conduct such [program]  
42 programs. Any drivers' school, as defined in section 14-68, that meets  
43 the licensure requirements of part IV of this chapter shall be eligible to  
44 seek certification to offer [the motor vehicle operator's retraining  
45 program] such programs. The commissioner shall determine the  
46 number of program providers necessary to serve the needs of the  
47 public. Each organization or drivers' school seeking certification or  
48 recertification to conduct such [retraining program] programs shall  
49 submit an application to the department in such form as the  
50 commissioner shall require and an application fee of three hundred  
51 fifty dollars. Each such applicant shall: [(A)] (1) Be registered to do  
52 business in this state and continuously maintain good standing with

53 the office of the Secretary of the State; [(B)] (2) file and continuously  
54 maintain a surety bond in the amount of fifty thousand dollars. Such  
55 bond shall be conditioned upon compliance with the provisions of any  
56 state or federal law or regulation concerning the conduct of an  
57 [operator] operator's retraining program or an advanced operator's  
58 retraining program and provided as indemnity for any loss or expense  
59 sustained by either the state or any person by reason of any acts or  
60 omissions of the program provider. Such bond shall be executed in the  
61 name of the State of Connecticut for the benefit of any aggrieved party,  
62 but the penalty of the bond shall not be invoked except upon order of  
63 the Commissioner of Motor Vehicles after a hearing held before the  
64 commissioner in accordance with the provisions of chapter 54; [(C)] (3)  
65 have a permanent place of business in this state where all [operator  
66 retraining] program records shall be maintained and accessible to the  
67 commissioner during normal business hours; [(D)] (4) submit for  
68 approval by the commissioner a detailed curriculum and lesson plan,  
69 including any changes to such curriculum and lesson plan, which shall  
70 be used in each [operator retraining class] program; and [(E)] (5)  
71 electronically transmit information concerning enrollment and [class]  
72 program completion to the commissioner at such times and in such  
73 form as the commissioner shall prescribe. Prior to the certification of  
74 an applicant, the commissioner shall investigate the applicant's  
75 character, driving history and criminal history. If the applicant is a  
76 business entity, such investigation shall include the principals and  
77 officers of such entity. The applicant shall submit to the commissioner  
78 any information pertaining to current or past criminal or civil actions.  
79 The certification of a program provider by the commissioner shall not  
80 be transferable and shall be valid for a two-year period. Recertification  
81 of a program provider shall be at the discretion of the commissioner  
82 and in such form and manner determined by the commissioner.

83 [(c)] (d) Any person who is required to attend an [operator]  
84 operator's retraining program shall have such requirement and the  
85 completion date of such requirement posted on such person's driving  
86 history record maintained by the commissioner. The date of [class]

87 program completion shall remain on such person's driving history  
88 record until such person has attained thirty-six consecutive months  
89 without any additional moving violations or suspension violations  
90 specified in subsection (a) of this section being posted to such person's  
91 driving history record. Until the completion of such thirty-six  
92 consecutive months, the Commissioner of Motor Vehicles shall:  
93 [suspend] (1) Suspend such person's operator's license or operating  
94 privilege for [: (1) Thirty] (A) thirty days upon a first conviction for any  
95 specified moving violation or suspension violation, [; (2)] (B) sixty days  
96 upon a second conviction of any specified moving violation or  
97 suspension violation, [;] and [(3)] (C) ninety days for a third or  
98 subsequent conviction of a specified moving violation or suspension  
99 violation, and (2) upon a first conviction for any specified moving  
100 violation or suspension violation, require such person to attend and  
101 successfully complete an advanced operator's retraining program. The  
102 commissioner shall notify such person, in writing, of the requirement  
103 to attend an advanced operator's retraining program. The  
104 commissioner, after notice and opportunity for hearing, shall suspend  
105 the motor vehicle operator's license of any such operator who fails to  
106 attend or successfully complete the advanced operator's retraining  
107 program until such person successfully completes the program. The  
108 hearing shall be limited to any claim of impossibility of such person to  
109 attend the advanced operator's retraining program, or to a  
110 determination of mistake or misidentification.

111 (e) The advanced operator's retraining program shall consist of not  
112 less than eight hours of in-person classroom instruction. The program  
113 may include: (1) An examination of the operator's behavior in various  
114 driving situations to help the operator understand the behavioral  
115 driving characteristics that have resulted in the conviction of a moving  
116 violation or suspension violation; (2) psychology-based principles as  
117 they relate to driving behaviors; (3) an examination of why operators  
118 choose to obey or disobey motor vehicle laws; (4) a review of the four  
119 components of human behavior and the ability to choose behaviors;  
120 and (5) a review of the effects of prescription drugs and over-the-

121 counter drugs on the operator of a motor vehicle and the dangers  
122 associated with speeding, right-of-way violations, improper passing,  
123 driving with insufficient space between vehicles and driving in an  
124 aggressive manner or while distracted or fatigued. A fee of not more  
125 than one hundred and thirty-five dollars shall be charged for the  
126 advanced operator's retraining program.

127 [(d)] (f) The commissioner shall adopt regulations in accordance  
128 with chapter 54 to implement the provisions of [subsections (a) and (b)  
129 of] this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2020	14-111g

**Statement of Legislative Commissioners:**

In Subsec. (d)(2), the provision was rewritten for clarity.

**TRA**      *Joint Favorable Subst.*