

ADMINISTRATIVE REGULATIONS

Regulations and notices published herein, pursuant to General Statutes Sections 4-168 and 4-173, are printed exactly as submitted by the forwarding agencies. These, being official documents submitted by the responsible agencies, are consequently not subject to editing by the Commission on Official Legal Publications.

A cumulative list of effective amendments to the Regulations of Connecticut State Agencies may be found in the Connecticut Law Journal dated March 16, 2010.

CONNECTICUT RESOURCES RECOVERY AUTHORITY

Notice of Revised Mid-Connecticut Project Permitting, Disposal and Billing Procedures

Pursuant to Conn. Gen. Stat sections 1-121 and 22a-268a, the Connecticut Resources Recovery Authority (“CRRA”) hereby gives notice by publication in the Connecticut Law Journal that it intends to adopt the aforementioned revised Procedures at its April 29, 2010 Board Meeting commencing at 9:30 a.m. at CRRA’s headquarters located at 100 Constitution Plaza, 5th Floor, Hartford, CT. Interested persons may present their views at that time.

The purposes of these revisions to the Procedures are:

- 1) to update the rules and regulations for recyclables to address deliveries of #3 through #7 plastics to the Regional Recycling Facility;
- 2) to revise delivery standards for shipments of mattresses to the Mid-Connecticut Project; and
- 3) to revise the rules and regulations for the permittee/hauler appeals process by changing the CRRA members of the appeal committee, clarifying evidentiary requirements to be included in written requests for hearings, consolidating appeals and streamlining the schedules for requests and responses.

The revisions are necessary now that CRRA is accepting #3 through #7 plastics for recycling, to assist CRRA in better accommodating the management of mattresses and to reduce delays in the permittee/hauler appeals process.

DEPARTMENT OF MOTOR VEHICLES

Waiver of Fee for Homeless Applicant

The Regulations of Connecticut State Agencies are amended by adding Section 1-1h-8 as follows:

Sec. 1-1h-8. Waiver of fee for homeless applicants

(a) As used in this section:

- (1) “Commissioner” means the Commissioner of Motor Vehicles or his authorized representative.

(2) “Homeless applicant” means any individual who is a resident of a homeless shelter or other facility for homeless persons located in the State of Connecticut.

(3) “Homeless shelter” means any shelter to which operating funds are provided by the State of Connecticut Department of Social Services.

(4) “Other facility for homeless persons” means any non-profit group facility that is sponsored by a Connecticut municipality or community organization to provide shelter services.

(b) The commissioner may waive the fee for an identity card for any applicant who is a resident of a homeless shelter or other facility for homeless persons when the following conditions are met:

(1) The homeless applicant completes an application in accordance with section 1-1h of the Connecticut General Statutes.

(2) The homeless applicant provides satisfactory written evidence to the commissioner, signed and certified by an official of a homeless shelter or other facility for homeless persons, that such applicant is a resident of said shelter or facility. Satisfactory written evidence of the homeless applicant’s residence shall be provided on a form provided by the commissioner.

(c) When the commissioner agrees to waive the fee for an identity card for a homeless applicant, the address of the homeless shelter or other facility for homeless persons shall be listed on the identity card as the homeless applicant’s residence.

(d) In accordance with section 14-45(a) of the Connecticut General Statutes, a homeless applicant who has been issued an identity card by the commissioner shall notify him or her within forty-eight (48) hours of any change of the address listed on said identity card. The notification shall include the homeless applicant’s old address and new address.

Statement of purpose: To establish the procedure and qualifications for the issuance of an identity card, with a waived fee, to a resident of a homeless shelter or other facility for homeless persons, as required by P.A. 08-150 (30).

Be it known that the foregoing regulations are amended as hereinabove stated by the aforesaid agency pursuant to Sec. 1-1h of the General Statutes, as amended by Section 30 of Public Act No. 08-150 of the Public Acts, after publication in the Connecticut Law Journal on February 24, 2009, of the notice of the proposal to amend such regulations.

Wherefore, the foregoing regulations are hereby amended as hereinabove stated, effective when filed with the Secretary of the State.

In Witness Whereof: November 19, 2009, Robert M. Ward, Commissioner.

Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, Connecticut General Statutes: December 21, 2009.

Approved by the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes: February 23, 2010.

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Sec. 4-172, as amended, of the General Statutes, Secretary of the State: March 2, 2010.

DEPARTMENT OF MOTOR VEHICLES

Camp Trailers

Section 1. The Regulations of Connecticut State Agencies is amended by adding Sections 14-137-123 and 14-137-124 as follows:

Sec. 14-137-123. Definitions

As used in sections 14-137-123 and 14-137-124 of the Regulations of Connecticut State Agencies:

- (1) “Fifth wheel” shall have the same meaning as provided in 49 CFR 393.5;
- (2) “Trailer” includes camp trailers, commercial trailers, pole trailers, semitrailers, utility trailers, and all trailers as each is defined in section 14-1 of the Connecticut General Statutes; and
- (3) “Trailer hitch or coupling” means the device that is used to securely attach the trailer to the towing vehicle.

Sec. 14-137-124. Towing of trailers

(a) Every trailer hitch or coupling, used as a means of attaching a trailer to the towing vehicle, shall be properly and securely mounted, be structurally adequate and properly rated for the weight drawn. In addition to the trailer hitch or coupling, every trailer, with the exception of a semitrailer drawn by a tractor or truck tractor by means of a fifth wheel, shall be connected to the frame of the towing vehicle by means of a safety chain, chains, cables or equivalent safety device which shall be of sufficient strength to control the trailer in the event of a failure of the regular trailer hitch or coupling. Every trailer while being drawn upon the public highways shall be so attached to the vehicle drawing such trailer as to prevent the wheels of said trailer from being deflected more than six inches from the path of the towing vehicle’s wheels.

(b) Each motor vehicle used for towing a trailer shall be equipped with two external mirrors, so located and adjusted on such vehicle as to give the operator thereof a clear reflected view of the highway directly to the rear of or on a line parallel to the left and right sides of the body of such motor vehicle.

Section 2. Sections 14-1-1, 14-1-2, 14-1-6, and 14-1-7 of the Regulations of Connecticut State Agencies are repealed.

Statement of purpose: The current regulations regarding trailers are limited to “camp trailer” and are found in the regulation sections that will be repealed in this amendment. These regulation sections will reflect current practices and apply to current types of trailers. The current regulations are both outdated and have not been reviewed or amended in twenty years. Lastly, this amendment will make Connecticut’s regulation of this subject matter consistent with current federal law.

Be it known that the foregoing regulations are amended as hereinabove stated by the aforesaid agency pursuant to Sec. 14-137 of the General Statutes, after publication in the Connecticut Law Journal on July 14, 2009, of the notice of the proposal to amend such regulations.

Wherefore, the foregoing regulations are hereby amended as hereinabove stated, effective when filed with the Secretary of the State.

In Witness Whereof: November 10, 2009, Robert M. Ward, Commissioner.

Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, Connecticut General Statutes: December 9, 2009.

Approved by the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes: February 3, 2010.

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Sec. 4-172, as amended, of the General Statutes, Secretary of the State: March 2, 2010.

DEPARTMENT OF MOTOR VEHICLES

Responsibilities of Carriers for School Bus and Student Transportation Vehicle Drivers

Sections 14-275c-45 and 14-275c-46 of the Regulations of Connecticut State Agencies are amended to read as follows:

Sec. 14-275c-45. Definitions

As used in Sections 14-275c-45 through 14-275c-53, inclusive, of the Regulations of Connecticut State Agencies, as amended, the following words and phrases mean:

- (a) "Carrier" has the same meaning as provided in section 14-212 of the Connecticut General Statutes.
- (b) "Commissioner" means the Commissioner of Motor Vehicles or his or her authorized representative.
- (c) "Department" means the Department of Motor Vehicles.
- (d) "Driver" means the duly licensed operator of a school bus or student transportation vehicle (STV).
- (e) "School Bus" means any motor vehicle so defined in section 14-275 of the Connecticut General Statutes, used for transporting school children to and from school or school activities.
- (f) "Student Transportation Vehicle (STV)" has the same meaning as provided in section 14-212 of the Connecticut General Statutes.
- (g) "Urinalysis drug test" means controlled substance testing, alcohol testing or both which shall be performed in accordance with 49 CFR 382.
- (h) "Vehicle" means any school bus or student transportation vehicle.

Sec. 14-275c-46. Responsibility of the carrier for qualification and training of drivers

Every carrier shall investigate, maintain a written record of such investigation and require for each driver in its employ:

- (a) That such driver is a competent driver with at least three (3) consecutive years of driving experience;
- (b) That such driver has a current Connecticut motor vehicle operator's license with appropriate endorsement(s) as required by law, and that such license, with endorsement(s), is not under suspension, revocation, withdrawal or disqualification;
- (c) That such driver is fully informed of the motor vehicle laws and regulations of the department concerning vehicle operation;
- (d) That such driver is fully informed of vehicle inspection and vehicle defect reporting procedures;
- (e) That such driver is fully informed of his or her scheduled route or destination, loading and unloading locations, and any specifically assigned tasks and responsibilities;
- (f) That such driver has fulfilled the training requirements contained in the Regulations of Connecticut State Agencies, as amended;
- (g) That such driver has passed a urinalysis drug test; and
- (h) That such driver meets all conditions and requirements for endorsements pursuant to Section 14-44-4 of the Regulations of Connecticut State Agencies and does not have any disqualifying offenses.

Statement of purpose: To make the regulation comply with current statutory authority and practice by amending sections and to make the regulations gender neutral.

Be it known that the foregoing regulations are amended as hereinabove stated by the aforesaid agency pursuant to Sec. 14-275c of the General Statutes, after publication in the Connecticut Law Journal on July 14, 2009, of the notice of the proposal to amend such regulations.

Wherefore, the foregoing regulations are hereby amended as hereinabove stated, effective when filed with the Secretary of the State.

In Witness Whereof: November 10, 2009, Robert M. Ward, Commissioner.

Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, Connecticut General Statutes: December 9, 2009.

Approved by the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes: February 3, 2010.

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Sec. 4-172, as amended, of the General Statutes, Secretary of the State: March 2, 2010.
