

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 February 2, 2010.

DEPARTMENT OF MOTOR VEHICLES

An Accident Prevention Course for Mature Drivers

Section 1. - The title for Sections 38a-683-1 through 38a-683-7, inclusive, of the Regulations of Connecticut State Agencies is amended to read as follows:

An Accident Prevention Course for Operators Who Have Attained the Age of Sixty Years

Section 2. Section 38a-683-1 of the Regulations of Connecticut State Agencies is amended to read as follows:

Sec. 38a-683-1. Purpose

Section 38a-683-2, section 38a-683-4, section 38a-683-6 and section 38a-683-7 of the Regulations of Connecticut State Agencies are intended to comply with section 38a-683(b) of the Connecticut General Statutes, concerning the course content and other requirements of an accident prevention course for operators who have attained the age of sixty years.

Section 3. Section 38a-683-2 of the Regulations of Connecticut State Agencies is amended to read as follows:

Sec. 38a-683-2. Definitions

Terms used in this regulation shall have the following meanings:

- (1) "Commissioner" means the Commissioner of Motor Vehicles.
- (2) "School" means an organization or agency that conducts an accident prevention course.
- (3) "Instructor" means an individual who has been trained and appointed by a school for the purpose of conducting an approved classroom accident prevention course.
- (4) "Classroom Accident Prevention Course" means an accident prevention program approved by the commissioner which meets the needs of an operator who has attained the age of sixty years and is conducted in a classroom setting.
- (5) "Internet Accident Prevention Course" means an accident prevention program approved by the commissioner which meets the needs of an operator who has attained the age of sixty years and is offered on the Internet.
- (6) "Certificate" means a document or form issued to all persons who have completed an approved accident prevention course.

Sec. 4. Section 38a-683-4 of the Regulations of Connecticut State Agencies is amended to read as follows:

Sec. 38a-683-4. Classroom accident prevention course approval

To be approved, an accident prevention course offered in a classroom setting for operators who have attained the age of sixty years shall meet the following minimum requirements:

- (1) Provide, but need not be limited to, seven hours of classroom instruction;
- (2) Include instruction in problems that confront the operator who has attained the age of sixty years relative to driving frustrations and effects of aging on individual driving behavior;
- (3) Include instruction in the effects of alcohol, drugs or other medication on one's capabilities;
- (4) Include instruction in current accident prevention measures, e.g., proper following techniques and handling unexpected driving emergencies;
- (5) Include instruction in other subject areas including risk acceptance and one's personality as it affects driving, and perceptual problems likely to be encountered in various driving environments; and
- (6) Use only those instructors who have been trained and appointed for the purpose of conducting an approved accident prevention program.

Sec. 5. The Regulations of Connecticut State Agencies is amended by adding section 38a-683-4a as follows:

Sec. 38a-683-4a. Internet accident prevention course approval

An accident prevention course offered on the Internet for operators who have attained the age of sixty years shall be submitted to the commissioner for approval. To be approved, an accident prevention course, offered on the Internet for operators who have attained the age of sixty years, shall meet the requirements established in this section:

- (a) The content of a course offered on the Internet shall include the following:
 - (1) Instruction in problems that confront the operator who has attained the age of sixty years relative to driving frustrations and effects of aging on individual driving behavior;
 - (2) Instruction in the effects of alcohol, drugs or other medication on one's capabilities;
 - (3) Instruction in current accident prevention measures, e.g., proper following techniques and handling unexpected driving emergencies; and
 - (4) Instruction in other subject areas including risk acceptance and one's personality as it affects driving, and perceptual problems likely to be encountered in various driving environments.
- (b) The procedure for administering such course offered on the Internet shall include the following:
 - (1) methods to ensure verification of the course enrollee's identity at the time of registration and throughout the duration of such course;
 - (2) methods to ensure verification of the participation of the course enrollee throughout the duration of such course;
 - (3) methods to ensure verification of the completion of such course by the course enrollee within thirty (30) days of his/her registering for such course; and
 - (4) methods to ensure verification of the successful completion of such course by the enrollee.
- (c) The commissioner may periodically review the administration of the course offered on the Internet to determine its compliance with the requirements of subsections (a) and (b) of this section. If the commissioner finds that the content of such course or the procedure for administering such course has not satisfied the

requirements of the original approval, he or she may mandate that modifications be made to maintain approval.

Sec. 6. Section 38a-683-6 of the Regulations of Connecticut State Agencies is amended to read as follows:

Sec. 38a-683-6. Certificate of accident prevention course completion

(a) Each participant successfully completing an approved accident prevention course shall be issued a certificate of course completion, which shall include the following information:

- (1) Name of student;
- (2) Student's date of birth;
- (3) Student's address;
- (4) Date of accident prevention course completion;
- (5) Name of school;
- (6) If the course is presented in a classroom, the instructor's signature or ID number;

(7) If the course is presented on the Internet, and requires a final examination, the signature or ID number of the school representative administering the final examination, in a classroom setting, to the individual who has successfully completed the approved Internet accident prevention course; and

(8) If the course is presented on the internet, any information in addition to the applicable requirements of this subsection, that the commissioner may require as a condition of his course approval, as provided for in section 38a-683-4a of the Regulations of Connecticut State Agencies.

(b) A certificate of accident prevention course completion shall be submitted to the commissioner for approval prior to its use. No school shall use any form which has not been approved.

Statement of purpose: To comply with the provisions of P.A. 08-74 by establishing requirements for an Internet accident prevention course, which includes “. . . methods to ensure verification of (1) the course enrollee's identity at the time of registration and throughout the duration of such approved Internet course, (2) the participation of such enrollee throughout the duration of such course, (3) the completion of such course by such enrollee within any time requirements imposed by such course or the commissioner, and (4) the successful completion of such course by such enrollee.” The proposed regulation also changes the term “mature driver” or “mature drivers” to “an operator who has attained the age of sixty years” or “operators who have attained the age of sixty years” to be consistent with the terminology used in section 38a-683 of the Connecticut General Statutes.

Be it known that the foregoing regulations are amended as hereinabove stated by the aforesaid agency pursuant to Sec. 38a-683 of the General Statutes, after publication in the Connecticut Law Journal on February 3, 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 9, 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: November 20, 2009.

Approved by the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes: December 15, 2009.

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: December 21, 2009.
