Offered by:

To: Subst. House Bill No. 7202 File No. 484 Cal. No. 0

"AN ACT CONCERNING THE SUSTAINABILITY OF CONNECTICUT'S TRANSPORTATION INFRASTRUCTURE."

Strike everything after the enacting clause and substitute the following in lieu thereof:

"Section 1. (NEW) (Effective from passage) (a) There is established an account to be known as the "Transportation Priority Projects account" which shall be a separate, nonlapsing account within the Special Transportation Fund, established pursuant to section 13b-68 of the general statutes and maintained pursuant to article thirty-second of the amendments to the Constitution of the state. The account shall contain any moneys required by law to be deposited into the account. Moneys in the account shall be expended by the Commissioner of Transportation, with the approval of the Secretary of the Office of Policy and Management, for the payment of any and all capital costs incurred in furtherance of the purposes set forth in subsection (b) of section 13b-74 of the general statutes with regard to the projects described in subsection (b) of this section, provided such expenditures are an eligible use of toll revenue pursuant to the provisions of 23 USC..."
129(a)(3), as amended from time to time.

(b) The funds in the Transportation Priority Projects account shall be expended for the following projects:

(1) Operational improvements to Interstate Route 95;

(2) Replacement of the viaduct on Interstate Route 84 in the city of Hartford;

(3) Improvements to exits 3 to 8, inclusive, on Interstate Route 84 in the city of Danbury;

(4) Improvements to the mixmaster on Interstate Route 84 in the city of Waterbury;

(5) Operational improvements to the interchange between Interstate Route 84 and Interstate Route 91;

(6) Operational improvements to the interchange between Connecticut Route 7 and Connecticut Route 15;

(7) Improvements to Heroes Tunnel in the city of New Haven;

(8) Operational improvements to the interchange between Interstate Route 91, Interstate Route 691 and Connecticut Route 15; and

(9) Replacement of the Gold Star Memorial Bridge in the city of New London.

(c) At the end of each fiscal year commencing with the fiscal year ending June 30, 2023, and each fiscal year thereafter, the Comptroller shall transfer any remaining pledged revenues, as defined in section 13b-75 of the general statutes, in the Special Transportation Fund in excess of five per cent of the total expenditures for the most recently completed fiscal year to the Transportation Priority Projects account within said fund.

Sec. 2. (NEW) (Effective from passage) (a) For the purposes of this
section, "Hartford Line" means the rail passenger service operated between the city of New Haven and Springfield, Massachusetts, and "New Haven Line" and "Shore Line East" have the same meaning as provided in section 13b-79o of the general statutes.

(b) The Commissioner of Transportation shall initiate the following projects:

(1) Rehabilitation or replacement of the movable bridges on the New Haven Line;

(2) Removal of the traffic signals from Connecticut Route 9;

(3) Rail car procurements;

(4) Improvements to the Hartford Line;

(5) Improvements to the New Haven Line, including, but not limited to: (A) Expanding the Danbury branch to include the town of New Milford, (B) increasing the frequency of service on the Waterbury branch at the Derby-Shelton commuter rail station in the city of Derby and the Ansonia commuter rail station in the town of Ansonia, and improving such commuter rail stations, (C) adding a roof or canopy covering at the Talmadge Hill commuter rail station in the town of New Canaan to protect commuters from rain and snow, (D) adding a passing siding along the New Canaan branch near the New Canaan commuter rail station in the town of New Canaan, (E) expanding the northbound side of the parking lot and the train platforms at the Stratford commuter rail station in the town of Stratford, and (F) improving parking and rail structures;

(6) Improvements to Shore Line East;

(7) Improvements to the rail yards in the cities of New Haven and Stamford; and

(8) A new commuter rail station in the town of Newington, in the city of Bridgeport and on New Park Avenue in the town of West
Sec. 3. (NEW) (Effective from passage) As used in this section and sections 4 to 7, inclusive, of this act:

(1) "Electronic toll collection system" means a system where a transponder, camera-based vehicle identification system, video toll transaction system or other electronic transaction and payment technology is used to deduct payment of a toll from a toll customer account or to establish an obligation to pay a toll.

(2) "Personally identifiable toll customer information" means information created or maintained by the Department of Transportation or a toll operator that identifies or describes a toll customer, including, but not limited to, address, telephone number, number plate, photograph, bank account information, credit card number, debit card number or the date, time, location or direction of travel on a tolled highway.

(3) "Toll customer account" means an account that is linked to a transponder or number plate in order to pay a toll.

(4) "Toll operator" means a private entity that operates an electronic toll collection system pursuant to an agreement with the Commissioner of Transportation.

(5) "Transponder" means a device attached to a motor vehicle or other electronic transaction and payment technology that automatically identifies the motor vehicle as it travels on a tolled highway.

Sec. 4. (NEW) (Effective from passage) (a) The Department of Transportation is authorized to: (1) Fix, revise, charge and collect tolls to travel on Interstate Route 84, Interstate Route 91, Interstate Route 95 and portions of Connecticut Route 15, and (2) construct, maintain and operate electronic toll collection systems to collect such tolls. Such electronic toll collection systems shall be comprised of not more than
fifty toll collection locations in the aggregate. The department shall
commence the collection of tolls by collecting tolls concurrently on at
least two interstate highways. Not later than six months after
commencing the collection of tolls on such interstate highways, the
department shall collect tolls on the other highways authorized to be
tolled under this subsection.

(b) The Commissioner of Transportation may: (1) Enter into tolling
agreements with the Federal Highway Administration and other
agreements, as deemed necessary, with any other federal, state or
municipal agency to effectuate tolling, (2) enter into agreements with
toll operators for the design, engineering, construction, financing,
operation or maintenance, or any combination thereof, of electronic toll
collection systems, and (3) retain and employ consultants and
assistants on a contract or other basis for rendering legal, financial,
professional, technical or other assistance and advice necessary for the
construction, operation and maintenance of electronic toll collection
systems and for the collection and enforcement of tolls.

(c) The Commissioners of Transportation and Motor Vehicles may
jointly enter into, or authorize a toll operator on behalf of the
commissioners to enter into, reciprocal agreements with the operators
of tolled highways, bridges or other facilities in other states to: (1)
Facilitate the collection of unpaid tolls and civil penalties associated
with tolling by a person operating a motor vehicle that is registered in
another state, and (2) share information regarding such person,
including, but not limited to, the make of such person's motor vehicle,
the motor vehicle's number plate and the name and address of the
registered owner of the motor vehicle.

(d) Prior to commencing the construction of an electronic toll
collection system on any highway, or portion thereof, of this state, the
Department of Transportation shall hold at least one public
informational meeting in the general vicinity of each proposed tolled
highway to receive comments on the proposed toll, methodology for
fixing and changing the toll rates and user classifications.
(e) The Department of Transportation shall place and maintain signs in advance of any tolled highway to notify motor vehicle operators: (1) That a toll will be charged on such highway, and (2) how to pay such toll.

(f) All revenues received by the Department of Transportation from tolls and the imposition of civil penalties associated with tolling shall be deposited into the Special Transportation Fund, established pursuant to section 13b-68 of the general statutes and maintained pursuant to article thirty-second of the amendments to the Constitution of the state. Such revenues shall be expended only for the purposes specified in, and subject to, the provisions of 23 USC 129(a)(3), as amended from time to time.

(g) Any electronic toll collection system operated by the Department of Transportation or a toll operator shall be interoperable with all other electronic toll collection systems in the state and shall comply with all state and federal interoperability requirements and standards. Such electronic toll collection system interoperability shall extend to system technology and the transfer of funds. The Commissioners of Transportation and Motor Vehicles, in consultation with the Commissioner of Administrative Services, shall ensure the coordination and compatibility of information system technology and data of any electronic toll collection system. The provisions of chapters 58 and 61 of the general statutes shall not apply to this subsection.

(h) The Commissioner of Transportation shall adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to implement the provisions of this section. Such regulations shall include, but need not be limited to: (1) Alternative methods to allow an individual without a bank account or credit card to pay tolls and deposit money into such individual's toll customer account, and (2) the manner in which a transponder shall be attached to a motor vehicle when traveling on a tolled highway. Such regulations may include exceptions for certain types of motor vehicles from paying tolls when using a tolled highway, provided any state-wide elected officer or any
member of the General Assembly shall pay tolls when traveling on a
tolled highway.

Sec. 5. (NEW) (Effective from passage) (a) The Commissioner of
Transportation shall propose, as he or she deems necessary or at the
request of the Connecticut Transportation Commission, established
pursuant to section 8 of this act, a schedule of toll rates for tolled
highways, and submit the proposed schedule to the commission for
approval. Not later than thirty days after the receipt of a proposed
schedule, the commission shall approve or reject such proposed
schedule. If a proposed schedule is rejected, such proposed schedule
shall be returned to the commissioner for revisions and may be
resubmitted to the commission.

(b) A proposed schedule of toll rates shall include, but need not be
limited to:

(1) The establishment of variable toll rates during peak and off-peak
travel periods that take into consideration the day of the week and
level of congestion or anticipated congestion;

(2) Different toll rates based on the type, size, weight, axles or
occupancy of a motor vehicle;

(3) Discounts or credits to a toll customer account for toll customers
with a transponder issued by the Department of Transportation or a
toll operator;

(4) Discounts or credits to a toll customer account for toll customers
who frequently travel on tolled highways; and

(5) Discounts or credits to a toll customer account for toll customers
who are low-income, including, but not limited to, toll customers with
household incomes that do not exceed one hundred twenty-five per
cent of the federal poverty level.

(c) Toll rates shall not be increased for three years from the date a
toll is first collected by an electronic toll collection system. The initial
maximum toll rate for cars, motorcycles, pick-up trucks and other light
duty motor vehicles, after the discounts or credits established pursuant
to subdivisions (3) and (4) of subsection (b) of this section are applied,
shall be: (1) Four and four-tenths cents per mile during peak travel
periods, except the commissioner may vary such toll rate by not more
than thirty per cent above or below such toll rate if necessary to assure
congestion reduction pursuant to an agreement with the Federal
Highway Administration, and (2) three and one-half cents during off-
peak travel periods.

(d) When the Commissioner of Transportation proposes a schedule
of toll rates, such toll rates shall be fixed at the lowest amount
necessary to: (1) Achieve congestion reduction pursuant to an
agreement with the Federal Highway Administration, and (2) provide,
at a minimum, funding that is sufficient to: (A) Pay costs related to the
tolled highways, including, but not limited to, the cost of owning,
maintaining, repairing, reconstructing, improving, rehabilitating,
using, administering, controlling and operating the tolled highways;
(B) pay the principal of, redemption premium, if any, and interest on
notes or bonds related to owning, maintaining, repairing,
reconstructing, improving, rehabilitating, using, administering,
controlling or operating the tolled highways, as such principal,
premium or interest become due and payable; and (C) create and
maintain reserves established for any of the department's highway
responsibilities under titles 13a and 13b of the general statutes for the
operation and maintenance of the tolled highways. Such sufficiency of
funding may take into account the availability of funds from other
sources.

(e) Tolls shall not be subject to and shall be exempt from taxation of
every kind by the state and by the municipalities and all other political
subdivisions or special districts having taxing powers in the state.

Sec. 6. (NEW) (Effective from passage) (a) No personally identifiable
toll customer information shall be sold or disclosed by the Department
of Transportation or a toll operator to any person or entity except
where the disclosure is made: (1) In connection with the charging, collection and enforcement of tolls and civil penalties associated with tolling, (2) pursuant to a reciprocal agreement entered into under section 4 of this act, (3) pursuant to an administrative hearing conducted pursuant to section 7 of this act, (4) pursuant to judicial order, including a search warrant or subpoena, in a criminal proceeding, or (5) to comply with federal or state laws or regulations.

(b) No personally identifiable toll customer information shall be stored or retained by the Department of Transportation or a toll operator unless such information is necessary for the collection and enforcement of tolls.

(c) The Department of Transportation or a toll operator may disclose aggregate toll customer information and other data that does not directly or indirectly identify a toll customer or motor vehicle for research purposes authorized by the Commissioner of Transportation.

(d) Except as otherwise provided by law or in connection with an administrative summons or judicial order, including a search warrant or subpoena, in a criminal proceeding, the Department of Transportation or a toll operator shall destroy personally identifiable toll customer information and other data that specifically identifies a motor vehicle and relates to a specific tolling transaction not later than sixty days after the collection of the toll or any civil penalty associated with tolling or the resolution of an administrative hearing conducted pursuant to section 7 of this act.

(e) Commencing six months from the date a toll is first collected by an electronic toll collection system, and every six months thereafter, the Department of Transportation shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to transportation. Such report shall list any request for personally identifiable toll customer information received by the department, identify who made such request and include a copy of
such request.

(f) Personally identifiable toll customer information shall not be deemed a public record, for purposes of the Freedom of Information Act, as defined in section 1-200 of the general statutes.

(g) Prior to the collection of tolls on tolled highways, the Commissioner of Transportation shall adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, regarding the privacy, security, confidentiality, collection and use of personally identifiable toll customer information and other data collected, received, maintained, archived, accessed and disclosed by the department regarding the collection and enforcement of tolls. Such regulations shall include, but need not be limited to: (1) A description of the types of information collected by the department or a toll operator, (2) procedures to ensure the privacy and security of personally identifiable toll customer information, and (3) provisions to appropriately limit access to personally identifiable toll customer information and such other data.

Sec. 7. (NEW) (Effective from passage) (a) Except as may be otherwise provided by regulation adopted pursuant to section 5 of this act, no toll customer shall travel on a tolled highway without paying the toll.

(b) The Department of Transportation, after notice and an opportunity for a hearing, may impose a civil penalty of not more than twenty-five dollars for a first violation of the provisions of subsection (a) of this section or any regulation adopted pursuant to section 5 of this act, not more than fifty dollars for a second violation and not more than one hundred dollars for a third or subsequent violation on any of the following persons: (1) The operator of a motor vehicle on a tolled highway; (2) the registered owner of a motor vehicle operated on a tolled highway, if other than the operator, if such vehicle was used or operated with the express or implied permission of the registered owner at the time of the tolling transaction; (3) the lessee of a motor vehicle operated on a tolled highway, if other than the operator, if such
vehicle was used or operated with the express or implied permission of the lessee at the time of the tolling transaction; or (4) the lessor of a motor vehicle operated on a tolled highway.

(c) A copy of the motor vehicle rental agreement, lease, other contract document or affidavit identifying the lessee of the motor vehicle at the time of the tolling transaction shall be prima facie evidence that the person named in the rental agreement, lease, other contract document or affidavit was operating the motor vehicle at all relevant times relating to the tolling transaction. A lessor shall cooperate with the department or the toll operator, as the case may be, in providing the department or toll operator any requested information concerning the lessee contained in the lessor's record.

(d) Any person who contests the amount of a toll or a civil penalty shall be afforded an opportunity for a hearing with the department in accordance with the provisions of chapter 54 of the general statutes.

(e) The Department of Motor Vehicles shall provide the Department of Transportation and any toll operator with the information necessary to collect tolls and civil penalties associated with tolling, including, but not limited to, information regarding the registered owner of a motor vehicle that was operated on a tolled highway and the make of the motor vehicle, the motor vehicle's number plate and the name and address of the registered owner of the motor vehicle.

Sec. 8. (NEW) (Effective from passage) (a) There is established a Connecticut Transportation Commission, which shall be part of the Legislative Department.

(b) The commission shall consist of the following members, appointed as follows: Three members of the Senate, one appointed by the president pro tempore of the Senate, one appointed by the majority leader of the Senate and one appointed by the minority leader of the Senate; three members of the House of Representatives, one appointed by the speaker of the House of Representatives, one appointed by the majority leader of the House of Representatives, and one appointed by
the minority leader of the House of Representatives; the Commissioners of Transportation, Economic and Community Development, Energy and Environmental Protection and Housing, or their designees; the State Treasurer, or the Treasurer's designee; the Secretary of the Office of Policy and Management, or the secretary's designee; and one member appointed by the Governor.

(c) All initial appointments to the commission shall be made not later than September 1, 2019. The member of the commission appointed by the Governor shall serve for a term of four years, which shall commence on the date of appointment. All other members shall serve for terms that are coterminous with their terms of office. Members shall continue to serve until their successors are appointed.

(d) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairperson of the commission from among the members of the commission. Such chairperson shall schedule the first meeting of the commission, which shall be held not later than November 1, 2019.

(e) Any vacancy shall be filled by the appointing authority. Any vacancy occurring other than by expiration of term shall be filled for the balance of the unexpired term.

(f) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to transportation shall serve as administrative staff of the commissioner.

(g) Seven members of the commission shall constitute a quorum for the transaction of any business, provided three such members are members of the General Assembly.

(h) The commission shall have the following powers and duties:

(1) Approve or reject, in whole or in part, the five-year transportation capital plan for the state developed annually by the Department of Transportation;
(2) Approve or reject, in whole or in part, the state transportation improvement program developed by the Department of Transportation prior to submission to the United States Department of Transportation if such program includes a transportation project that is not contained in the five-year transportation capital plan and is estimated to cost fifty million dollars or more;

(3) Approve or reject the proposed schedule of toll rates for tolled highways submitted by the Commissioner of Transportation pursuant to section 5 of this act;

(4) Obtain from any executive department, board, commission or other agency of the state such assistance and data as necessary and available to carry out the purposes of this section;

(5) Utilize voluntary and uncompensated services of private individuals, state or federal agencies and organizations as may, from time to time, be offered and needed;

(6) Hold public hearings;

(7) Establish task forces or advisory committees, as necessary, to perform its duties;

(8) Establish bylaws to govern its procedures; and

(9) Perform such other acts as may be necessary and appropriate to carry out the duties described in this section and section 13b-14 of the general statutes, as amended by this act.

(i) The commission shall meet as often as deemed necessary by the chairperson or a majority of the commission. Any appointed member who fails to attend three consecutive meetings or who fails to attend fifty per cent of all meetings held during any calendar year shall be deemed to have resigned from the commission.

(j) Not later than January 1, 2020, and annually thereafter, the commission shall submit a status report concerning the commission's
efforts and activities to the joint standing committee of the General Assembly having cognizance of matters relating to transportation in accordance with the provisions of section 11-4a of the general statutes.

Sec. 9. Section 13b-14 of the general statutes is repealed and the following is substituted in lieu thereof (Effective from passage):

[Comprehensive] (a) The Department of Transportation, under the direction and supervision of the commissioner and pursuant to the provisions of 23 USC 135, as amended from time to time, shall develop a comprehensive long-range [planning concerning] plan that addresses the future transportation needs of the state, [shall be coordinated and performed by the department under the direction and supervision of the commissioner, shall be directed to] contains all available and future modes of transportation, including, but not limited to, transportation by highway, air, water and rail, and [shall be designed to assure] assures a modern, safe and efficient system of transportation facilities and services.

(b) In developing the long-range plan, but prior to the public involvement process developed pursuant to the provisions of 23 USC 135(f)(3)(A)(ii), as amended from time to time, the department shall present to the Connecticut Transportation Commission, established pursuant to section 8 of this act: (1) A description of the current transportation system in the state, and (2) any draft materials prepared for the public involvement process, including, but not limited to, the plan's guiding principles, issues and strategies. The commission shall participate in the public involvement process in a manner mutually determined and agreed to by the department and commission.

(c) Upon completion of the public involvement process, the department shall submit the proposed long-range plan to the commission. Not later than thirty days after the receipt of the proposed long-range plan, the commission shall approve or reject the proposed long-range plan. The proposed long-range plan shall become effective when approved by an affirmative vote of the commission. In the event
the commission rejects the proposed long-range plan, the proposed long-range plan shall be returned to the department for revisions and resubmitted to the commission.

Sec. 10. (NEW) (Effective from passage) On or before December 31, 2019, and annually thereafter, the Department of Transportation, under the direction and supervision of the commissioner, shall develop a five-year transportation capital plan for the next five federal fiscal years. The capital plan shall not be effective unless approved by the Connecticut Transportation Commission, established pursuant to section 8 of this act. The capital plan shall: (1) Include projects in all modes of transportation, including, but not limited to, highways, bridges, public transportation, facilities and pedestrian enhancements that the department plans to initiate in the next five federal fiscal years, and (2) detail the financing and planned investments for such projects. The department shall submit and present the proposed capital plan to the commission. Not later than thirty days after such presentation, the commission shall, in whole or in part, approve or reject the proposed capital plan. Failure of the commission to act on the proposed capital plan within such thirty-day period shall be deemed an approval. If the commission rejects the proposed capital plan, in whole or in part, the commission shall issue a detailed written explanation of the reasons for its actions. If a proposed capital plan is rejected in whole, the proposed capital plan shall be returned to the department for revisions and resubmitted to the commission within thirty days of such rejection. If and when a five-year transportation capital plan is approved, in whole or in part, by the commission for the first time pursuant to the provisions of this section, the department's presentation and the commission's review of any subsequent proposed capital plan shall be limited to new projects and any changes made to the prior five-year transportation capital plan and any projects contained therein.

Sec. 11. (NEW) (Effective from passage) (a) On or before October 1, 2019, and quarterly thereafter, the Commissioner of Transportation shall submit a report, in accordance with the provisions of section 11-
4a of the general statutes, to the joint standing committee of the
general Assembly having cognizance of matters relating to
transportation. Such report shall include the status and actions
undertaken by the Department of Transportation regarding the
implementation of sections 3 to 7, inclusive, of this act.

(b) On August first of the next full fiscal year following the
collection of tolls on any tolled highway, and annually thereafter, the
Commissioner of Transportation shall submit a report, in accordance
with the provisions of section 11-4a of the general statutes, to the joint
standing committee of the General Assembly having cognizance of
matters relating to transportation. Such report shall include all
expenditures from the Transportation Priority Projects account,
established pursuant to subsection (a) of section 1 of this act, and the
status of the projects listed in subsection (b) of section 1 of this act and
section 2 of this act.

Sec. 12. Subsection (a) of section 4e-70 of the general statutes is
repealed and the following is substituted in lieu thereof (Effective from
passage):

(a) As used in this section and section 4e-71:

(1) "Contractor" means an individual, business or other entity that is
receiving confidential information from a state contracting agency or
agent of the state pursuant to a written agreement to provide goods or
services to the state, including, but not limited to, a toll operator, as
defined in section 3 of this act.

(2) "State agency" means any agency with a department head, as
defined in section 4-5.

(3) "State contracting agency" means any state agency disclosing
confidential information to a contractor pursuant to a written
agreement with such contractor for the provision of goods or services
for the state.
(4) "Confidential information" means an individual's name, date of birth, mother's maiden name, motor vehicle operator's license number, Social Security number, employee identification number, employer or taxpayer identification number, alien registration number, government passport number, health insurance identification number, demand deposit account number, savings account number, credit card number, debit card number, date, time, location or direction of travel over a tolled highway or unique biometric data such as fingerprint, voice print, retina or iris image, or other unique physical representation, personally identifiable information subject to 34 CFR 99, as amended from time to time and protected health information, as defined in 45 CFR 160.103, as amended from time to time. In addition, "confidential information" includes any information that a state contracting agency identifies as confidential to the contractor. "Confidential information" does not include information that may be lawfully obtained from publicly available sources or from federal, state, or local government records that are lawfully made available to the general public.

(5) "Confidential information breach" means an instance where an unauthorized person or entity accesses confidential information that is subject to or otherwise used in conjunction with any part of a written agreement with a state contracting agency in any manner, including, but not limited to, the following occurrences: (A) Any confidential information that is not encrypted or secured by any other method or technology that renders the personal information unreadable or unusable is misplaced, lost, stolen or subject to unauthorized access; (B) one or more third parties have accessed, or taken control or possession of, without prior written authorization from the state, (i) any confidential information that is not encrypted or protected, or (ii) any encrypted or protected confidential information together with the confidential process or key that is capable of compromising the integrity of the confidential information; or (C) there is a substantial risk of identity theft or fraud of the client of the state contracting agency, the contractor, the state contracting agency or the state.
following is substituted in lieu thereof (Effective October 1, 2019):

(a) If any property tax, or any installment thereof, laid by any city, town, borough or other taxing district upon a registered motor vehicle or snowmobile remains unpaid, the tax collector of such city, town, borough or other taxing district shall notify the Commissioner of Motor Vehicles of such delinquency in accordance with subsection (e) of this section and guidelines and procedures established by the commissioner. The commissioner shall not issue registration for such motor vehicle or snowmobile for the next registration period if, according to the commissioner's records, it is then owned by the person against whom such tax has been assessed or by any person to whom such vehicle has not been transferred by bona fide sale. Unless notice has been received by the commissioner under the provisions of section 14-33a, no such registration shall be issued until the commissioner receives notification that the tax obligation has been legally discharged; nor shall the commissioner register any other motor vehicle, snowmobile, all-terrain vehicle or vessel in the name of such person, except that the commissioner may continue to register other vehicles owned by a leasing or rental firm licensed pursuant to section 14-15, and may issue such registration to any private owner of three or more paratransit vehicles in direct proportion to the percentage of total tax due on such vehicles which has been paid and notice of payment on which has been received. The Commissioner of Motor Vehicles may immediately suspend or cancel all motor vehicle, snowmobile, all-terrain vehicle or vessel registrations issued in the name of any person (1) who has been reported as delinquent and whose registration was renewed through an error or through the production of false evidence that the delinquent tax on any motor vehicle or snowmobile had been paid, or (2) who has been reported by a tax collector as having paid a property tax on a motor vehicle or snowmobile with a check which was dishonored by a bank and such tax remains unpaid. Any person aggrieved by any action of the commissioner under this section may appeal therefrom in the manner provided in section 14-134. For the purposes of this subsection,
"paratransit vehicle" means a motor bus, taxicab or motor vehicle in livery service operated under a certificate of convenience and necessity issued by the Department of Transportation or by a transit district and which is on call or demand or used for the transportation of passengers for hire.

(b) Notwithstanding the provisions of subsection (a) of this section, the Commissioner of Motor Vehicles, in consultation with the Treasurer and the Secretary of the Office of Policy and Management, may enter into an agreement with the tax collector of any city, town, borough or other taxing district whereby the commissioner shall collect any property tax or any installment thereof on a registered motor vehicle which remains unpaid from any person against whom such tax has been assessed who makes application for registration for such motor vehicle. Each such agreement shall include a procedure for the remission of taxes collected to the city, town, borough or other taxing district, on a regular basis, and may provide that a fee be paid by the city, town, borough or other taxing district to the commissioner to cover any costs associated with the administration of the agreement. In the event an agreement is in effect, the commissioner shall immediately issue a registration for a motor vehicle owned by a person against whom such tax has been assessed upon receipt of payment of such tax and a service fee of two dollars, in addition to the fee prescribed for the renewal of the registration.

(c) On and after March 1, 1989, any municipality may participate in a program administered by the Commissioner of Motor Vehicles to facilitate the payment of fines for parking violations. If any such municipality elects to participate in such program, it shall provide for a notice of violation to be served personally upon the operator of a motor vehicle who is present at the time of service. If the operator is not present, the notice shall be served upon the owner of the motor vehicle by affixing notice to said vehicle in a conspicuous place, or, in the case of the city of Hartford Parking Authority, by regular or certified mail to the registered owner of the vehicle, which shall have the same effect as if the notice of violation was personally served on
the owner or operator of the vehicle. In the case of any motor vehicle
that is leased or rented by the owner, not more than thirty days after
the initial notice of a parking violation for which a fine remains unpaid
at such time, a second notice of violation shall be mailed to the address
of record of the owner leasing or renting the motor vehicle to such
operator. No fines or penalties shall accrue to the owner of such rented
or leased vehicle for the violation for a period of sixty days after the
second notice is mailed. Upon receipt of such notification, the owner of
such rented or leased vehicle may notify the municipality as to whom
the lessee was at the time of such issuance of the notice of violation, the
lessee's address, motor vehicle operator's license number and state of
issuance, and the municipality shall issue such notice of violation to
such lessee. A participating municipality shall notify the commissioner
of every owner of a registered motor vehicle who has unpaid fines for
more than five parking violations committed within such municipality
on and after March 1, 1989. Upon receipt of such notification, the
commissioner shall not issue or renew the motor vehicle registration of
such person until he receives notification from such municipality that
the delinquent fines have been paid.

(d) The provisions of [subsection] subsections (c) and (g) of this
section shall not apply to any person, firm or corporation engaged in
the business of leasing or renting motor vehicles without drivers in this
state with respect to any motor vehicle which is leased or rented. The
commissioner shall adopt regulations, in accordance with chapter 54,
to implement the provisions of [subsection] subsections (c) and (g) of
this section.

(e) The tax collector of a city, town, borough or other district shall, at
least once during each calendar month, notify the Commissioner of
Motor Vehicles of any outstanding delinquent property tax payment or
installment thereof for a registered motor vehicle or snowmobile. If a
tax collector fails to provide such notice to the commissioner, the
commissioner shall not be required to deny the issuance of a
registration, pursuant to subsection (a) of this section, to the person
against whom such tax has been assessed by said city or town, or by a
619 borough or other taxing district located therein.

620 (f) Any city, town, borough or other taxing district that notifies the
621 commissioner of (1) a delinquency in accordance with subsection (a) of
622 this section, or (2) an owner of a registered motor vehicle who has
623 unpaid fines for more than five parking violations in accordance with
624 subsection (c) of this section, may participate in a program to issue
625 temporary registrations for passenger motor vehicles on behalf of the
626 commissioner to persons whose registrations have been denied, and
627 who subsequently make full payment to the city, town, borough or
628 other taxing district for the amounts owed under said subsections. A
629 participating city, town, borough or other taxing district shall issue
630 such temporary registrations in accordance with subsection (i) of
631 section 14-12 and shall retain the fees authorized in subsection (n) of
632 section 14-49 for such registrations. The commissioner may adopt
633 regulations in accordance with chapter 54 to carry out the provisions of
634 this subsection.

635 (g) The Commissioner of Transportation or a toll operator shall, at
636 least once during each calendar month, notify the Commissioner of
637 Motor Vehicles of every owner of a registered motor vehicle who has
638 unpaid tolls or civil penalties associated with tolling in this state and if
639 the commissioners have entered into a reciprocal agreement under
640 section 4 of this act, the owner of a registered motor vehicle who has
641 unpaid tolls or civil penalties associated with tolling in another state.
642 Upon receipt of such notification, the Commissioner of Motor Vehicles
643 shall not issue or renew the motor vehicle registration of such person
644 until the Commissioner of Motor Vehicles receives notification from
645 the Commissioner of Transportation or a toll operator that such tolls or
646 penalties have been paid. The Commissioner of Motor Vehicles may
647 immediately suspend or cancel any motor vehicle registration issued
648 in the name of any person (1) who has been reported as owing tolls or
649 penalties associated with tolling and whose registration was renewed
650 through an error or through the production of false evidence that such
651 tolls or penalties had been paid, or (2) who has been reported by the
652 Commissioner of Transportation or a toll operator as having paid such
tolls or penalties with a check which was dishonored by a bank and such tolls or penalties remain unpaid. For the purposes of this subsection, "toll operator" has the same meaning as provided in section 3 of this act.

Sec. 14. (NEW) (Effective from passage) (a) (1) The Treasurer shall provide written notice to the Commissioner of Revenue Services by October thirty-first of any fiscal year that the Treasurer determines that: (A) The pledged revenues, as defined in section 13b-75 of the general statutes, credited to the Special Transportation Fund in the prior fiscal year exceeded three and one-half times the debt service requirements, as defined in said section, of such prior fiscal year, and (B) the projected pledged revenues for the Special Transportation Fund for the current fiscal year exceed three and one-half times the projected debt service requirements for such current fiscal year as described in the final official statement with respect to the most recent issuance of special tax obligation bonds or notes pursuant to sections 13b-74 to 13b-77, inclusive, of the general statutes.

(2) Not later than June thirtieth of any fiscal year in which tolls were collected through the use of any electronic tolling system, as defined in section 3 of this act, the Commissioner of Transportation shall provide written notice to the Commissioner of Revenue Services that such tolls were collected.

(b) On July first of the fiscal year immediately following the first fiscal year in which the Commissioner of Revenue Services received both notices required under subdivisions (1) and (2) of subsection (a) of this section, the amount of the tax imposed under subparagraphs (A)(i) and (A)(ii) of subdivision (2) of subsection (a) of section 12-458 of the general statutes, as amended by this act, shall be decreased by one cent. Thereafter, on July first of each fiscal year immediately following a fiscal year in which the commissioner received both such notices, the amount of such tax shall be decreased by an additional one cent until such tax has been decreased by a total of five cents. The commissioner shall not increase the amount of such tax in any fiscal year in which the
The commissioner did not receive both such notices in the prior fiscal year.

The commissioner shall calculate the applicable tax rate per gallon of fuel, as defined in section 12-455a of the general statutes, that is sold or used in this state for each such fiscal year and notify each distributor, the chairpersons and ranking members of the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding and the Secretary of the Office of Policy and Management of the applicable tax rate for each such fiscal year.

Sec. 15. Subdivision (2) of subsection (a) of section 12-458 of the general statutes is repealed and the following is substituted in lieu thereof (Effective from passage):

(2) [On] (A) Except as provided in subparagraph (B) of this subdivision, on said date and coincident with the filing of such return each distributor shall pay to the commissioner for the account of the purchaser or consumer a tax [(A)] (i) on each gallon of such fuels sold or used in this state during the preceding calendar month, of twenty-five cents on and after July 1, 2000; and [(B)] (ii) in lieu of said taxes, each distributor shall pay a tax on each gallon of gasohol, as defined in section 14-1, sold or used in this state during such preceding calendar month, of twenty-six cents on and after August 1, 2002; [(C)] (iii) in lieu of said taxes, each distributor shall pay a tax on each gallon of propane or natural gas sold or used in this state during such preceding calendar month, of twenty-six cents on and after July 1, 2007; and [(D)] (iv) in lieu of said taxes, each distributor shall pay a tax on each gallon of diesel fuel sold or used in this state during such preceding calendar month, at the applicable tax rate, as determined by the commissioner pursuant to section 12-458h on and after July 1, 2008.

(B) If the commissioner receives the notices described in subsection (a) of section 14 of this act, the tax imposed under subparagraphs (A)(i) and (A)(ii) of this subdivision shall be reduced in accordance with the
provisions of section 14 of this act.

This act shall take effect as follows and shall amend the following sections:

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<tr>
<th>Section</th>
<th>Effect Date</th>
<th>Amendment</th>
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<tr>
<td>1</td>
<td>from passage</td>
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<td>9</td>
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<td>10</td>
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<tr>
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<td>14</td>
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