

General Assembly

January Session, 2025

Amendment

LCO No. 9121



Offered by: REP. BERGER-GIRVALO, 111th Dist. SEN. COHEN, 12th Dist. SEN. HWANG, 28th Dist.

To: Subst. House Bill No. **7162** File No. 568 Cal. No. 354

"AN ACT REFORMING THE MOTOR VEHICLE TOWING STATUTES."

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

"Section 1. Section 14-145 of the general statutes is repealed and the
following is substituted in lieu thereof (*Effective October 1, 2025*):

5 [(a) (1) An owner or lessee of private property, or his or her agent, may remove or cause to be removed, or may use a wheel-locking device 6 7 to render immovable, any motor vehicle left without authorization on 8 such property in accordance with the provisions of this section and 9 sections 14-145a to 14-145c, inclusive, provided any owner or lessee of 10 private commercial property, or his or her agent, shall install 11 conspicuous signage stating that motor vehicles left without 12 authorization on such private commercial property may be removed or 13 rendered immovable and indicating where such motor vehicle will be

stored, how the vehicle may be redeemed and any costs or fees that maybe charged.

16 (2) Notwithstanding the provisions of subdivision (1) of this 17 subsection, an owner or lessee of private commercial property or such 18 owner or lessee's agent may tow any motor vehicle left without 19 authorization on such property and no signage warning of such towing 20 shall be required to be installed by such owner or lessee if such motor 21 vehicle]

(a) For the purposes of this section, "motor vehicle" does not include
 an authorized emergency vehicle.

(b) (1) An owner or lessee of private property, or such owner or 24 25 lessee's agent, may utilize a wrecker service to tow any motor vehicle 26 left without authorization on such private property in accordance with 27 the provisions of this section, sections 14-145a and 14-145c, as amended 28 by this act, and section 3 of this act, provided such owner or lessee, or 29 such owner or lessee's agent, signs or electronically signs a written authorization form for each such tow. Such written authorization form 30 31 shall be prescribed by the Commissioner of Motor Vehicles and shall 32 include, but need not be limited to, (A) the make, model, vehicle 33 identification number and number plate of the motor vehicle to be 34 towed, (B) the reason for the tow, (C) the name, job title, residential or 35 business address and telephone number of the owner, lessee or agent 36 authorizing the tow, (D) the date and time that such authorization to 37 tow was given, (E) confirmation that conspicuous signage, if required 38 pursuant to the provisions of section 3 of this act, is installed, (F) in cases 39 where (i) a wrecker service, acting as an agent on behalf of the owner or lessee of private property pursuant to a written contract, signs or 40 41 electronically signs the written authorization form to tow a motor 42 vehicle, and (ii) the reason for such tow is a violation of a parking rule 43 established by such owner or lessee and listed in such contract, a copy 44 of the portion of such contract that lists each parking rule established, 45 and (G) a certification, signed under penalty of false statement pursuant 46 to section 53a-157b, that the statements made are true and correct to the

| _ | sHB 7162 Amendment |
|----|--|
| 47 | best of such person's knowledge, information and belief. |
| 48 | (2) No owner or lessee of private property, or such owner or lessee's |
| 49 | agent, shall (A) issue a parking citation by written warning, posted |
| 50 | signage or other means to impose a monetary sanction on an owner of a |
| 51 | motor vehicle parked on such private property, or (B) render a motor |
| 52 | vehicle on such private property immovable through the use of a wheel- |
| 53 | locking device. The provisions of this subdivision shall not apply to an |
| 54 | independent institution of higher education, as defined in subsection (a) |
| 55 | of section 10a-173, or a private secondary school. |
| 56 | (c) (1) No wrecker service may act as an agent of the owner or lessee |
| 57 | of a private property with the authority to sign or electronically sign the |
| 58 | written authorization form to tow a motor vehicle from such private |
| 59 | property, unless such wrecker service and the owner or lessee have |
| 60 | executed a written contract concerning the provision of general towing |
| 61 | services on such private property. If any such contract is executed, a |
| 62 | wrecker service may sign or electrically sign the written authorization |
| 63 | form to tow a motor vehicle from such private property that is left (A) |
| 64 | in a space reserved, as required in section 14-253a, for exclusive use by |
| 65 | persons who are blind and persons with disabilities and such vehicle |
| 66 | does not bear a removable windshield placard or special license plate, |
| 67 | as defined in section 14-253a, (B) in an area reserved for authorized |
| 68 | emergency vehicles, (C) within ten feet of a fire hydrant, as provided in |
| 69 | section 14-251, (D) blocking building access, (E) blocking entry <u>to</u> or exit |
| 70 | from such property or a parking space on such property, [or] (F) [for |
| 71 | forty-eight or more hours] in or obstructing a vehicular traffic aisle, or |
| 72 | (G) leaking a fluid that presents a hazard or threat. Any such contract |
| 73 | may also permit the wrecker service to tow a motor vehicle from such |
| 74 | private property for violating specific parking rules established by the |
| 75 | owner or lessee, provided (i) such parking rules are listed in the |
| 76 | contract, and (ii) the purpose of any such parking rule is to promote the |
| 77 | convenience, safety or welfare of motor vehicle operators on the private |
| 78 | property, preserve the private property from abuse or make a fair |
| 79 | distribution of parking resources. |

80 [(3) A lending institution may repossess any motor vehicle, in 81 accordance with the provisions of section 36a-785, by contracting with a 82 wrecker licensed under section 14-66 or an entity exempt from such 83 licensure, as provided in subsection (f) of section 14-66, to tow or 84 otherwise remove such motor vehicle in accordance with the provisions of this section and sections 14-145a to 14-145c, inclusive. In the case of a 85 86 repossession, no signage as described in subdivision (1) of this 87 subsection shall be required.

(4) This section shall not apply to law enforcement, fire-fighting,
rescue, ambulance or emergency vehicles which are marked as such, or
to motor vehicles left without authorization on property leased by any
governmental agency.]

92 (2) No owner or lessee of a parking facility or residential parking 93 facility, as such terms are defined in section 3 of this act, or such owner 94 or lessee's agent, shall authorize the towing of a motor vehicle in such 95 parking facility or residential parking facility solely because the vehicle 96 has an expired registration in violation of section 14-12, unless such 97 owner, lessee or agent affixes a written notice to such motor vehicle at least fourteen days prior to towing such vehicle. Any such notice shall 98 99 (A) state that the motor vehicle has an expired registration in violation 100 of section 14-12, (B) state that the motor vehicle will be towed from the 101 parking facility or residential parking facility without the consent of the 102 owner or operator of the motor vehicle if the motor vehicle remains at 103 or returns to the parking facility or residential parking facility not later 104 than fourteen days after the day the notice was affixed to the motor 105 vehicle and such motor vehicle still has an expired registration, (C) 106 indicate the time and date after which the motor vehicle may be towed 107 from such private property if the motor vehicle still has an expired 108 registration, (D) indicate the time and date when the notice is affixed to 109 the motor vehicle, and (E) be affixed to the motor vehicle at a 110 conspicuous location on the windshield nearest the operator's side.

 ⁽³⁾ No owner or lessee of a residential parking facility, or such owner
 or lessee's agent, shall authorize the towing of a motor vehicle on such

113 residential parking facility solely because the permit to park at such 114 residential parking facility issued by such owner, lessee or agent has expired, unless such owner, lessee or agent affixes a written notice to 115 116 such motor vehicle at least seventy-two hours prior to towing such 117 vehicle. Any such notice shall (A) state that the permit to park at such 118 residential parking facility issued by the owner, lessee or agent has expired, (B) state that the motor vehicle will be towed from the 119 120 residential parking facility without the consent of the owner or operator 121 of the motor vehicle if the motor vehicle remains at or returns to the 122 residential parking facility without a valid permit issued by the owner, 123 lessee or agent not later than seventy-two hours after the time the notice 124 was affixed to the motor vehicle, (C) indicate the time after which the 125 motor vehicle may be towed from such private property if the motor 126 vehicle does not have a valid permit, (D) indicate the time when the notice is affixed to the motor vehicle, and (E) be affixed to the motor 127 vehicle at a conspicuous location on the windshield nearest the 128 operator's side. The provisions of this subdivision shall not apply to a 129 130 motor vehicle with a temporary or visitor permit to park at such residential parking facility issued by such owner, lessee or agent, 131 132 provided any such temporary or visitor permit clearly states the 133 expiration of such permit. 134 (d) (1) Before a wrecker service connects a wrecker to a motor vehicle without the consent of the motor vehicle's owner or operator, the 135 136 wrecker service shall take at least two photographs of the motor vehicle 137 that are of sufficient resolution to clearly show the reason for towing 138 such motor vehicle and the condition of such motor vehicle. 139 (2) (A) Upon request by the owner or operator of a towed motor vehicle, or such owner or operator's agent, the lienholder of the towed 140 141 motor vehicle or the insurance company acting on behalf of the owner of the towed motor vehicle, the wrecker service shall provide, at no cost, 142 143 (i) a copy of the written authorization form described in subsection (b)

144 of this section, and (ii) copies of the photographs taken pursuant to

145 <u>subdivision (1) of this subsection.</u>

| _ | |
|-----|--|
| 146 | (B) A rebuttable presumption that a wrecker service did not have |
| 147 | authorization to tow is created by evidence that the wrecker service |
| 148 | failed to provide a copy of such written authorization form. A rebuttable |
| 149 | presumption that a wrecker service damaged a motor vehicle is created |
| 150 | by evidence that the wrecker service failed to provide photographs of |
| 151 | the motor vehicle's condition upon request by such owner, operator, |
| 152 | agent, lienholder or insurance company and the motor vehicle has |
| 153 | suffered damage. A rebuttable presumption that the tow was performed |
| 154 | in violation of the provisions of this section is created by evidence that |
| 155 | a wrecker service failed to provide a photograph that shows the reason |
| 156 | for towing such motor vehicle. |
| 4 | |
| 157 | (e) (1) If the owner or operator of a motor vehicle returns to the motor |
| 158 | vehicle that has not yet been connected to a wrecker, the wrecker service |
| 159 | shall stop preparations to tow the motor vehicle and inform the owner |
| 160 | or operator that if such owner or operator moves the motor vehicle or |
| 161 | rectifies the reason for the tow, the wrecker service will not tow such |
| 162 | motor vehicle and will not charge a fee to the owner or operator. |
| 163 | (2) If the owner or operator of a motor vehicle returns to the motor |
| 164 | vehicle that has been connected to a wrecker, but has not yet been |
| 165 | removed from the private property, the wrecker service shall stop |
| 166 | preparations to tow the motor vehicle and inform the owner or operator |
| 167 | that the wrecker service will release the motor vehicle upon payment of |
| 168 | a drop fee, as established by the Commissioner of Motor Vehicles in |
| 169 | accordance with section 7 of this act. The wrecker service shall accept |
| 170 | payment of such drop fee by cash or credit or debit card, provide a |
| 171 | receipt to such owner or operator and immediately release the motor |
| 172 | vehicle upon receipt of such payment. If such owner or operator does |
| 173 | not pay such drop fee, the wrecker service shall proceed with the tow |
| 174 | and provide a copy of the consumer bill of rights regarding towing |
| 175 | developed pursuant to section 5 of this act to such owner or operator. |
| | |
| 176 | [(b)] (f) (1) (A) [When] Not later than two hours after an unauthorized |
| 177 | motor vehicle is towed or otherwise removed by a wrecker [licensed |
| 178 | under section 14-66] <u>service</u> , or a repossessed motor vehicle is towed or |

179 otherwise removed by a wrecker service or an exempt entity, as 180 described in subsection (g) of section 14-66, as amended by this act, the [licensee or operator of the] wrecker service or the exempt entity shall 181 182 notify the local police department [of the tow or removal within two 183 hours] or resident state trooper serving the municipality where the tow 184 or removal was conducted and specify the time the motor vehicle was 185 towed or removed, the location from which the vehicle was removed 186 and the location at which the vehicle is stored. Such notification shall be 187 submitted, in writing, or transmitted by facsimile or electronic mail and 188 the record of such notification shall be retained by such [licensee, 189 operator] wrecker service or exempt entity in accordance with the 190 provisions of section 14-66b, as amended by this act. [(B)] No such 191 [licensee, operator] wrecker service or exempt entity may charge a 192 storage fee for an unauthorized or repossessed motor vehicle for the 193 time it is stored prior to notification of the local police department or 194 resident state trooper by the [licensee, operator] wrecker service or 195 exempt entity.

196 (B) If such motor vehicle [is not claimed within] remains unclaimed 197 forty-eight hours after the notification pursuant to subparagraph (A) of 198 this subdivision, the [licensee or operator of the] wrecker service or owner of the garage where such motor vehicle is stored or the exempt 199 200 entity shall immediately complete a notice of such tow, on a form 201 prescribed by the Commissioner of Motor Vehicles, and mail a copy of 202 such form by certified mail, return receipt requested, to the owner and 203 all lienholders of record. If the motor vehicle is not claimed by its owner 204 within the time [period] periods specified in subsection [(e) of section 205 14-150, the licensee or operator of the wrecker or] (b) of section 14 of this 206 act, the wrecker service or owner of the garage where such motor vehicle 207 is stored or the exempt entity may dispose of such motor vehicle in 208 accordance with the provisions of [subsection (e) and subsections (g) to 209 (j), inclusive, of section 14-150] section 14 of this act.

[(2) (A) When an unauthorized motor vehicle is rendered immovablethrough use of a wheel-locking device by an owner or lessee of private

212 property or his or her agent, such owner, lessee or agent shall notify the 213 local police department of such action within two hours. Such 214 notification shall be submitted in writing or transmitted by facsimile or 215 electronic mail. The record of such notification shall be retained by such 216 owner, lessee or agent at the private property upon which such action 217 took place, for a period of not less than six months and shall be available 218 for inspection during regular business hours by any sworn member of 219 the local police department or law enforcement officer or inspector 220 designated by the Commissioner of Motor Vehicles.

221 (B) No owner, lessee or agent may charge a fee to remove a wheel-222 locking device prior to notification of the local police department. The 223 fee charged to remove a wheel-locking device may not be more than 224 fifty dollars. The person claiming the motor vehicle may choose to pay 225 such fee in cash, by check or by debit or credit card. Ten per cent of such 226 fee shall be remitted to the local police department by the owner, lessee 227 or agent. If such motor vehicle is not claimed within forty-eight hours 228 after being rendered immovable, the owner, lessee or agent shall 229 immediately complete a notice that such motor vehicle has been 230 rendered immovable, on a form prescribed by the commissioner, and 231 mail a copy of such form by certified mail, return receipt requested, to 232 the owner of such motor vehicle and all lienholders of record. If the 233 motor vehicle is not claimed by its owner within the time period 234 specified in subsection (e) of section 14-150, the owner, lessee or agent 235 may dispose of such motor vehicle in accordance with the provisions of 236 subsection (e) and subsections (g) to (j), inclusive, of section 14-150.]

237 [(3)] (2) The local police department or resident state trooper, not later 238 than forty-eight hours after receiving notification of a tow or removal of 239 an unauthorized motor vehicle pursuant to subdivision (1) of this 240 subsection, [or use of a wheel-locking device pursuant to subdivision (2) 241 of this subsection, shall enter the vehicle identification number into the 242 National Crime Information Center database and the Connecticut On-243 Line Law Enforcement Communications Teleprocessing System to 244 determine whether such motor vehicle has been reported as stolen. If such motor vehicle has been reported as stolen, the local police
department <u>or resident state trooper</u> shall immediately notify the
department that reported the vehicle as stolen.

248 [(c)] (g) The commissioner may adopt regulations, in accordance with 249 the provisions of chapter 54, (1) specifying the circumstances under 250 which title to any motor vehicle towed or stored, or both, [or rendered 251 immovable] under this section may be transferred to any wrecker 252 service or person, firm or corporation [towing,] storing [or rendering 253 immovable] such vehicle, and (2) establishing the procedure whereby 254 such wrecker service or person, firm or corporation may obtain title to 255 such motor vehicle.

[(d) No owner or lessee of private property, or his or her agent, shall issue a parking citation by written warning, posted signage or other means to impose a monetary sanction on an owner of a motor vehicle parked on such property. The provisions of this subsection shall not apply to an independent institution of higher education, as defined in subsection (a) of section 10a-173, or a private secondary school.]

[(e)] (h) Any person who violates any provision of this section shall, for a first offense, be deemed to have committed an infraction and be fined fifty dollars, and, for each subsequent offense, shall be fined not less than fifty dollars and not more than one hundred dollars or imprisoned not more than thirty days or be both fined and imprisoned.

267 (i) Except as provided in subsection (f) of this section, the provisions
 268 of this section shall not apply to (1) a motor vehicle towed with the
 269 consent of the owner or operator, or (2) a motor vehicle subject to
 270 repossession.

(j) Nothing in this section shall be construed to limit the right of a
 municipality or the state to remove an abandoned motor vehicle in
 accordance with the provisions of section 14-150, as amended by this
 act.

275 Sec. 2. Section 14-145a of the general statutes is repealed and the

276 following is substituted in lieu thereof (*Effective October 1, 2025*):

277 (a) No vehicle shall be towed or removed from private property 278 except (1) upon express instruction of the owner or lessee, or his or her 279 agent, of the property upon which the vehicle is trespassing, or (2) for 280 the purpose of repossession of the motor vehicle by a lending 281 institution. No vehicle shall be rendered immovable on private property 282 through the use of a wheel-locking device except upon express 283 instruction of the owner or lessee, or his or her agent. Nothing in this 284 subsection shall be construed to limit the right of a municipality or the 285 state to remove an abandoned motor vehicle in accordance with the 286 provisions of section 14-150.

287 (b) No person or firm that tows or removes] No wrecker service that 288 tows a motor vehicle from private property [or renders a motor vehicle 289 immovable on private property] shall rebate or pay any money or other 290 valuable consideration to the owner or lessee, or [his or her] such owner 291 or lessee's agent, of the property from which the motor vehicle is towed, 292 [or removed or on which the vehicle is rendered immovable,] or to a 293 lending institution, for the privilege of towing [, removing or rendering 294 immovable] such motor vehicle.

Sec. 3. (NEW) (*Effective October 1, 2025*) (a) For the purposes of this section:

(1) "Parking facility" means one or more lots, garages, parking
terminals or other structures and accommodations located on private
property for the parking of motor vehicles off of any highway;

300 (2) "Residential parking facility" means a parking facility that is
301 located at a multifamily dwelling consisting of five or more units, a
302 condominium or a common interest community;

303 (3) "Condominium" has the same meaning as provided in section 47-304 68a of the general statutes; and

305 (4) "Common interest community" has the same meaning as provided

in section 47-202 of the general statutes.

307 (b) (1) Except as provided in subsections (d) and (e) of this section, no 308 owner or lessee of a parking facility or residential parking facility, or 309 such owner or lessee's agent, may utilize a wrecker service to tow any 310 motor vehicle left without authorization at such parking facility 311 pursuant to the provisions of section 14-145 of the general statutes, as 312 amended by this act, unless such owner, lessee or agent installs 313 conspicuous signage as required pursuant to the provisions of this 314 section at such parking facility at least forty-eight hours before a motor 315 vehicle may be towed from such facility.

(2) Except as provided in subsections (d) and (e) of this section, no
wrecker service shall tow a motor vehicle from a parking facility or
residential parking facility pursuant to the provisions of section 14-145
of the general statutes, as amended by this act, unless such wrecker
service verifies conspicuous signage, as required pursuant to the
provisions of this section, is installed at such parking facility.

322 (c) (1) The owner, lessee or agent of a parking facility or residential 323 parking facility shall install conspicuous signage at all entryways to 324 such facility. Such conspicuous signage shall (A) bear the international 325 symbol for towing, (B) be at least twelve inches long and eighteen inches 326 wide with letters not less than one inch in height, (C) state that motor 327 vehicles left without authorization at such facility may be removed at 328 the expense of the owner of the motor vehicle, (D) state any costs or fees 329 that may be charged, and (E) provide the name, address and telephone 330 number for the wrecker service performing the tow or, alternatively, a 331 telephone number in order for the motor vehicle owner or operator to 332 locate where such motor vehicle has been stored and obtain information 333 regarding how to redeem such motor vehicle.

(2) If such owner, lessee or agent designates one or more spaces as
restricted parking spaces and the parking facility or residential parking
facility is otherwise unrestricted, such owner, lessee or agent shall,
instead of installing at all entryways to such facility, install such

conspicuous signage that prohibits unauthorized vehicles from parking
in such designated spaces at (A) the right or left side of each entrance to
a designated area or group of parking spaces located on the restricted
portion of the facility, or (B) the end of a restricted parking space so that
the sign is in front of a vehicle that is parking in the space.

(3) If such owner, lessee or agent imposes further specific parking
restrictions in an area to which conspicuous signs are installed for
individual restricted parking spaces and any such sign is in front of a
vehicle that is parked in the space, the conspicuous signage shall also
indicate that the space is reserved for a particular unit number, person
or type of person, such as a resident.

349 (4) The owner or lessee of a parking facility or residential parking 350 facility, or such owner or lessee's agent, shall also install conspicuous 351 signage that lists the parking rules of such facility which if violated 352 would cause a motor vehicle to be towed from such facility. The purpose 353 of any such parking rule shall be to promote the convenience, safety or 354 welfare of motor vehicle operators on the facility, preserve the facility 355 from abuse or make a fair distribution of parking resources at the 356 facility.

357 (d) Conspicuous signage, as described in subsection (c) of this section, 358 is not required to be installed at a parking facility or residential parking 359 facility if a motor vehicle is left (1) in a space reserved, as required in section 14-253a of the general statutes, for exclusive use by persons who 360 361 are blind and persons with disabilities, and such motor vehicle does not 362 bear a removable windshield placard or special license plate, as defined 363 in section 14-253a of the general statutes; (2) in an area reserved for 364 authorized emergency vehicles; (3) within ten feet of a fire hydrant, as 365 provided in section 14-251 of the general statutes; (4) blocking building 366 access; (5) blocking entry to or exit from such property or a parking 367 space on such facility; (6) in or obstructing a vehicular traffic aisle; (7) in 368 such facility and is leaking a fluid that presents a hazard or threat; or (8) 369 in an area not designated for the parking of motor vehicles.

370 (e) The owner or lessee of a parking facility, or such owner or lessee's 371 agent, may utilize the services of a wrecker service to tow a motor 372 vehicle left without authorization at such parking facility without 373 installing such conspicuous signage, provided such owner, lessee or 374 agent affixes a written notice to such motor vehicle at least forty-eight 375 hours prior to towing such vehicle. Any such notice shall (1) state that 376 the motor vehicle will be towed from the parking facility without the 377 consent of the owner or operator of the motor vehicle if the motor 378 vehicle remains parked at the parking facility, (2) indicate the time when 379 the motor vehicle will be removed, which shall not be earlier than forty-380 eight hours after the time the notice was affixed to the motor vehicle, (3)381 indicate the time when the notice is affixed to the motor vehicle, and (4) 382 be affixed to the motor vehicle at a conspicuous location on the 383 windshield nearest the operator's side. The provisions of this subsection 384 shall not apply to a residential parking facility.

(f) Any person who violates any provision of this section shall, for a
first offense, be deemed to have committed an infraction and be fined
fifty dollars, and, for each subsequent offense, shall be fined not less
than fifty dollars and not more than one hundred dollars or imprisoned
not more than thirty days or be both fined and imprisoned.

Sec. 4. (NEW) (*Effective from passage*) (a) For the purposes of this section, (1) "wrecker service" has the same meaning as provided in section 14-1 of the general statutes, as amended by this act, (2) "nonconsensual towing or transporting" has the same meaning as provided in section 14-66 of the general statutes, as amended by this act, and (3) "parking facility" and "residential parking facility" have the same meanings as provided in section 3 of this act.

(b) A municipality may, by ordinance of its legislative body, regulate the provision of motor vehicle towing or transporting and storage of motor vehicles by wrecker services within such municipality, except motor vehicle towing or transporting performed with the prior consent or authorization of the owner or operator of the motor vehicle or performed due to the repossession of motor vehicles. Any such 403 ordinance may regulate, in a manner not inconsistent with the general 404statutes, the provision of nonconsensual towing or transporting and the 405 management of parking facilities and residential parking facilities. In 406 the event a motor vehicle is towed from a municipality that adopted an 407 ordinance pursuant to the provisions of this section and subsequently 408 stored at a motor vehicle storage facility located in another municipality 409 that adopted an ordinance, the provisions of the ordinance adopted by 410 the municipality where the motor vehicle is towed from shall control.

411 Sec. 5. (NEW) (*Effective from passage*) (a) Not later than September 1, 412 2025, the Commissioner of Motor Vehicles, in consultation with the 413 Attorney General, shall develop, and thereafter revise as necessary, a 414 consumer bill of rights regarding towing that includes, but is not limited 415 to, (1) a summary of the rights and responsibilities of a motor vehicle 416 owner or operator if such motor vehicle is subject to nonconsensual 417 towing or transporting, as defined in section 14-66 of the general 418 statutes, as amended by this act; (2) when a wrecker service shall be 419 available for the purpose of vehicle redemption and removing any 420 personal property from within a stored motor vehicle; (3) the schedule 421 of rates and charges that a wrecker service may charge for private-422 property trespass towing, as defined in section 7 of this act, police-423 ordered towing, as defined in section 8 of this act, and storage; (4) a 424 description of the records and photographs that an owner or operator 425 may request from the wrecker service pursuant to the provisions of 426 section 14-145 of the general statutes, as amended by this act; (5) a 427 warning that a wrecker service may sell towed vehicles pursuant to 428 section 14 of this act; and (6) information on filing a customer complaint 429 with the commissioner pursuant to section 14-63 of the general statutes, 430 as amended by this act. The commissioner shall, at a minimum, revise 431 the consumer bill of rights each time the commissioner publishes a 432 schedule of rates and charges for the provision of private-property 433 trespass towing in accordance with section 7 of this act or police-ordered 434 towing in accordance with section 8 of this act. The commissioner shall 435 publish the consumer bill of rights in English and Spanish and make the 436 consumer bill of rights available for public dissemination.

| - | sHB 7162 Amendment |
|------------|--|
| 437 | (b) On and after October 1, 2025, the Commissioner of Motor Vehicles |
| 438 | shall post the consumer bill of rights regarding towing on the Internet |
| 439 | web site of the Department of Motor Vehicles and the Attorney General |
| 440 | shall post such bill of rights on the Internet web site of the Attorney |
| 441 | General. |
| 442 | (c) On and after October 1, 2025, a wrecker service shall post the |
| 443 | consumer bill of rights at the wrecker service's place of business and |
| 444 | make copies of such bill of rights available for distribution to customers |
| 445 | who visit such place of business. If a wrecker service maintains an |
| 446 | Internet web site for its business, the wrecker service shall prominently |
| 447 | post such bill of rights on such Internet web site. |
| 448 | Cos 6 Costion 1466 of the general statutes is repealed and the |
| 440 449 | Sec. 6. Section 14-66 of the general statutes is repealed and the following is substituted in lieu thereof (<i>Effective October 1, 2025</i>): |
| 449 | Tonowing is substituted in neu mereor (Ejjective Octover 1, 2023). |
| 450 | (a) For the purposes of this section: |
| 451 | (1) "Nonconsensual towing or transporting" means the towing or |
| 452 | transporting and recovery of a motor vehicle without the prior consent |
| 453 | or authorization of the owner or operator of the motor vehicle |
| 454 | performed (A) in accordance with the provisions of section 14-145, as |
| 455 | amended by this act, or (B) pursuant to an order of a police officer or |
| 456 | traffic authority; |
| 457 | (2) "Police officer" has the same meaning as provided in section 7- |
| 458 | 294a; |
| 100 | |
| 459 | (3) "Traffic authority" has the same meaning as provided in section |
| 460 | <u>14-297; and</u> |
| 461 | (4) "Recovery" means winching, hoisting, uprighting or other similar |
| 462 | function performed by a wrecker service to return a motor vehicle to a |
| 463 | position where the towing or transporting may be initiated. |
| 464 | [(a) (1)] (b) No porcon firm or correction shall encage in the |
| 464 465 | [(a) (1)] (b) No person, firm or corporation shall engage in the business of operating a wrecker for the purpose of towing or |
| 405 | business of operating a wrecker for the purpose of towing of |
| - | |

466 transporting motor vehicles, including motor vehicles which are 467 disabled, inoperative or wrecked or are being removed in accordance 468 with the provisions of section 14-145, as amended by this act, 14-150, as 469 amended by this act, or 14-307, unless such person, firm or corporation 470 is a motor vehicle dealer or repairer licensed [under] pursuant to the 471 provisions of [subpart (D) of this part. (2) The commissioner shall 472 establish and publish a schedule of uniform rates and charges for the 473 nonconsensual towing and transporting of motor vehicles and for the 474 storage of motor vehicles which shall be just and reasonable. Upon 475 petition of any person, firm or corporation licensed in accordance with 476 the provisions of this section, but not more frequently than once every 477 two years, the commissioner shall reconsider the established rates and 478 charges and shall amend such rates and charges if the commissioner, 479 after consideration of the factors stated in this subdivision, determines 480 that such rates and charges are no longer just and reasonable. In 481 establishing and amending such rates and charges, the commissioner 482 may consider factors, including, but not limited to, the Consumer Price 483 Index, rates set by other jurisdictions, charges for towing and 484 transporting services provided pursuant to a contract with an 485 automobile club or automobile association licensed under the 486 provisions of section 14-67 and rates published in standard service 487 manuals. The commissioner shall hold a public hearing for the purpose 488 of obtaining additional information concerning such rates and charges. 489 (3) With respect to the nonconsensual towing or transporting and the 490 storage of motor vehicles, no such person, firm or corporation shall 491 charge more than the rates and charges published by the commissioner] 492 section 14-52. Any person aggrieved by any action of the commissioner 493 under the provisions of this section may [take an] appeal therefrom in 494 accordance with section 4-183, except venue for such appeal shall be in 495 the judicial district of New Britain.

496 (c) Each wrecker used for towing or transporting motor vehicles shall

497 <u>be registered as a wrecker by the commissioner for a fee of one hundred</u>

- 498 <u>twenty-five dollars. Each such registration shall be renewed biennially</u>
- 499 according to renewal schedules established by the commissioner so as

| _ | sHB 7162 Amendment |
|-----|---|
| 500 | to effect staggered renewal of all such registrations. If the adoption of a |
| 501 | staggered system results in the expiration of any registration more or |
| 502 | less than two years from its issuance, the commissioner may charge a |
| 503 | prorated amount for such registration fee. |
| | |
| 504 | (d) An owner of a wrecker may apply to the commissioner for a |
| 505 | general distinguishing number and number plate for the purpose of |
| 506 | displaying such number plate on a motor vehicle temporarily in the |
| 507 | custody of such owner and being towed or transported by such owner. |
| | |

508 The commissioner shall issue such number and number plate to an

509 owner of a wrecker (1) who has complied with the requirements of this

510 section, and (2) whose wrecker is equipped in accordance with

511 subsection (e) of this section. The commissioner shall charge a fee to

512 <u>cover the cost of issuance and renewal of such number plates.</u>

513 [(b)] (e) (1) The commissioner, or an inspector authorized by the 514 commissioner, shall examine each wrecker, including its number, 515 equipment and identification, and shall determine the mechanical 516 condition of such wrecker and whether or not it is properly equipped to 517 do the work intended. A wrecker shall be deemed properly equipped if 518 there are flashing yellow lights installed and mounted on such wrecker 519 that [(1)] (A) show in all directions at all times, and [(2)] (B) are as close 520 to the back of the cab of such wrecker as practicable. Such lights shall be 521 in operation when such wrecker is towing a vehicle and when such 522 wrecker is at the scene of an accident or the location of a disabled motor 523 vehicle. In addition, each wrecker shall be equipped with a spot light 524 mounted so that its beam of light is directed toward the hoisting 525 equipment in the rear of such wrecker. The hoisting equipment of each 526 wrecker shall be of sufficient capacity to perform the service intended 527 and shall be securely mounted to the frame of such vehicle. A fire 528 extinguisher shall be carried at all times on each wrecker which shall be 529 in proper working condition, mounted in a permanent bracket on each 530 wrecker and have a minimum rating of eight bc. A set of three flares in 531 operating condition shall be carried at all times on each wrecker and 532 shall be used between the periods of one-half hour after sunset and one-

sHB 7162 Amendment 533 half hour before sunrise when the wrecker is parked on a highway while 534 making emergency repairs or preparing to pick up a disabled vehicle to 535 remove it from a highway or adjoining property. 536 (2) No [registrant or operator of any] wrecker service shall offer to 537 give any gratuities or inducements of any kind to any police officer or 538 other person in order to obtain towing business or recommendations for 539 towing or storage of, or estimating repairs to, disabled vehicles.

540 (3) No [licensee] wrecker service shall require the owner of a disabled 541 vehicle to sign a contract for the repair or storage of such owner's 542 [damaged] disabled vehicle as part of the [towing] consideration for 543 towing such vehicle or to sign an order for the repair of, or authorization 544 for estimating repairs to such vehicle, until the tow job has been 545 completed. Nothing in this subdivision shall be construed to prohibit 546 the wrecker service and owner of the disabled vehicle from entering into 547 an agreement for the repair or storage of such vehicle upon the 548 completion of the tow.

549 (4) No [licensee] <u>wrecker service</u> shall tow a vehicle in such a 550 negligent manner as to cause further damage to the vehicle being towed.

551 (5) No [licensee] <u>wrecker service</u> shall knowingly permit any person 552 to occupy a vehicle while the vehicle is being towed. [Nothing in this 553 subsection shall be construed to prohibit the licensee and owner of the 554 damaged vehicle from entering into an agreement for the repair or 555 storage of such vehicle upon the completion of the tow job.

556 (c) Each wrecker used for towing or transporting motor vehicles shall 557 be registered as a wrecker by the commissioner for a fee of one hundred 558 twenty-five dollars. Each such registration shall be renewed biennially 559 according to renewal schedules established by the commissioner so as 560 to effect staggered renewal of all such registrations. If the adoption of a 561 staggered system results in the expiration of any registration more or 562 less than two years from its issuance, the commissioner may charge a 563 prorated amount for such registration fee.

564 (d) An owner of a wrecker may apply to the commissioner for a 565 general distinguishing number and number plate for the purpose of 566 displaying such number plate on a motor vehicle temporarily in the 567 custody of such owner and being towed or transported by such owner. 568 The commissioner shall issue such number and number plate to an 569 owner of a wrecker (1) who has complied with the requirements of this 570 section, and (2) whose wrecker is equipped in accordance with 571 subsection (b) of this section. The commissioner shall charge a fee to 572 cover the cost of issuance and renewal of such number plates.]

[(e)] (f) With respect to the nonconsensual towing or transporting of a motor vehicle, no [licensee] <u>wrecker service</u> may tow or transport a vehicle to the premises of any person, firm or corporation engaged in the storage of vehicles for compensation unless such person, firm or corporation adheres to the storage charges published by the commissioner <u>in accordance with section 7 of this act</u>.

579 [(f)] (g) The provisions of this section shall not apply to any person, 580 firm, corporation or association: (1) Towing or transporting a motor 581 vehicle, provided such person, firm, corporation or association is 582 licensed as a motor vehicle dealer pursuant to the provisions of [subpart 583 (D) of this part] section 14-52 and does not offer direct towing or transporting to the public or engage in nonconsensual towing or 584 585 transporting; (2) operating as an automobile club or automobile 586 association licensed under section 14-67; (3) operating as a motor vehicle 587 recycler licensed under section 14-67l or any contractor of such recycler, 588 provided such recycler or its contractor does not offer towing or 589 transporting to the public or engage in nonconsensual towing or 590 transporting; (4) engaging in the business of repossession of motor 591 vehicles for lending institutions, provided it does not offer direct towing 592 or transporting unless licensed as a motor vehicle dealer [under the 593 provisions of subpart (D) of this part] pursuant to the provisions of 594 section 14-52; (5) towing motor vehicles owned or leased by such 595 person, firm, association or corporation; (6) towing or transporting 596 motor vehicles for hire, with the appropriate operating authority, as

sHB 7162

597 defined in 49 CFR 390.5, as amended from time to time, provided such 598 person, firm, corporation or association does not offer towing or 599 transporting to the public or engage in nonconsensual towing or 600 transporting; or (7) towing motor vehicles to or from an auction 601 conducted by a motor vehicle dealer licensed pursuant to the provisions 602 of [subpart (D) of this part] section 14-52, provided such person, firm, 603 corporation or association does not offer direct towing or transporting 604 to the public or engage in nonconsensual towing or transporting.

605 [(g)] (h) Any [law enforcement] <u>police</u> officer or traffic authority [, as 606 defined in section 14-297,] may determine that a vehicle blocking a 607 travel lane on a limited access highway constitutes an emergency and a 608 threat to public safety. Upon such determination, such [law 609 enforcement] officer or traffic authority may direct the [operator of a] 610 wrecker service to remove such vehicle. Any such [operator of a] 611 wrecker service shall be held harmless from liability or causes of action 612 for property damages incurred to such vehicle or to its contents or the 613 surrounding area caused by such emergency removal, provided such 614 removal measures are taken under the direction of such officer or 615 authority and all reasonable care is taken by the [operator of the] 616 wrecker service to limit any further damage to such vehicle, such 617 vehicle's contents or the surrounding area.

618 [(h) For the purposes of this section, "nonconsensual towing or 619 transporting" means the towing or transporting of a motor vehicle in 620 accordance with the provisions of section 14-145 or for which 621 arrangements are made by order of a law enforcement officer or traffic 622 authority, as defined in section 14-297.]

(i) Any person, firm, corporation or association that violates the
provisions of this section shall, for a first offense, be deemed to have
committed an infraction and for a second or subsequent offense, shall
be guilty of a class D misdemeanor.

627 Sec. 7. (NEW) (*Effective July 1, 2025*) (a) For the purposes of this 628 section: (1) "Private-property trespass towing" means the towing or
transporting of a motor vehicle without the prior consent or
authorization of the owner or operator of the motor vehicle performed
in accordance with the provisions of section 14-145 of the general
statutes, as amended by this act;

- (2) "Light-duty motor vehicle" means a motor vehicle with a grossvehicle weight rating of less than ten thousand pounds;
- (3) "Medium-duty motor vehicle" means a motor vehicle, including
 any cargo, with a gross vehicle weight rating of ten thousand pounds or
 more but not more than twenty-six thousand pounds;

(4) "Heavy-duty motor vehicle" means a motor vehicle, including any
cargo, with a gross vehicle weight rating of more than twenty-six
thousand pounds;

- (5) "Drop fee" means the fee payable for the release of a motor vehicle
 that has been connected to a wrecker but not yet removed from private
 property from which such motor vehicle is to be towed;
- (6) "After-hours redemption fee" means the fee payable for
 redeeming a motor vehicle from a motor vehicle storage facility outside
 the wrecker service's hours of operation; and
- (7) "Nonconsensual towing or transporting" has the same meaning asprovided in section 14-66 of the general statutes, as amended by this act.
- 650 (b) The Commissioner of Motor Vehicles shall establish and publish 651 a schedule of rates and charges for the provision of private-property 652 trespass towing and the storage of motor vehicles. Such schedule shall 653 be effective on January 1, 2026, and shall include (1) flat rates for towing 654 services provided to light-duty, medium-duty and heavy-duty motor 655 vehicles, (2) a fee for additional labor, (3) a drop fee, (4) a mileage fee, 656 (5) storage rates, and (6) an after-hours redemption fee. Not later than 657 November 1, 2025, the commissioner shall hold one public hearing for 658 the purpose of obtaining information to establish the schedule.

(c) Such flat rates shall include the first two miles of transportation
performed by such wrecker service. No wrecker service may charge a
mileage fee for more than thirteen additional miles of transportation
provided to a motor vehicle subject to private-property trespass towing.

(d) Such storage rates and the after-hours redemption fee shall apply
to the storage of light-duty, medium-duty and heavy-duty motor
vehicles subject to nonconsensual towing or transporting.

666 (e) The schedule of rates and charges established pursuant to the 667 provisions of this section shall be just and reasonable and reflect the 668 reasonable operating costs of wrecker services that perform private-669 property trespass towing and store motor vehicles. In establishing such 670 rates and charges, the commissioner shall consider factors, including, 671 but not limited to, the most recent transportation producer price index 672 published by the United States Department of Transportation, rates set 673 by other jurisdictions and the cost of fuel, wreckers, motor vehicle parts, 674 equipment, personnel, workers' compensation insurance, 675 unemployment compensation and insurance premiums.

676 (f) In the period of time between July 1, 2028, and October 1, 2028, 677 inclusive, and every three years thereafter, the commissioner shall hold 678 one public hearing for the purpose of reconsidering the schedule of rates 679 and charges established pursuant to the provisions of subsection (b) of 680 this section. The commissioner may amend such established schedule if, 681 after consideration of the factors set forth in subsection (e) of this section 682 and the testimony received at the public hearing, the commissioner 683 determines that such established schedule is no longer just and 684 reasonable and does not reflect the reasonable operating costs of 685 wrecker services that perform private-property trespass towing. If the 686 commissioner amends such schedule, such amended schedule shall be 687 effective the January first following each public hearing held pursuant 688 to the provisions of this subsection.

(g) Upon the publication of a schedule pursuant to the provisions ofthis section, no wrecker service shall (1) charge more than the rates and

691 charges contained in such schedule, or (2) charge for services that are692 not included in such schedule.

693 (h) The uniform rates and charges for the nonconsensual towing or 694 transporting and storage of motor vehicles with a gross vehicle weight 695 rating of less than ten thousand pounds established and published by 696 the Commissioner of Motor Vehicles pursuant to section 14-66 of the 697 general statutes, revision of 1958, revised to January 1, 2025, shall 698 continue to be effective on and after October 1, 2025, until December 31, 699 2025, inclusive, and no wrecker service shall charge more than such 700 published rates and charges during such period.

Sec. 8. (NEW) (*Effective October 1, 2025*) (a) For the purposes of this section:

(1) "Police-ordered towing" means towing or transporting and
recovery of a motor vehicle without the prior consent of authorization
of the owner or operator of the motor vehicle performed pursuant to the
provisions of section 14-150 of the general statutes, as amended by this
act, section 14-307 of the general statutes or any other order of a police
officer or traffic authority;

(2) "Oversize or overweight motor vehicle" means a motor vehicle,
combination of motor vehicle and trailer or commercial vehicle
combination, including each such motor vehicle's load, whose
dimensions or weight does not conform to the provisions of sections 14262 of the general statutes, 14-262a of the general statutes, 14-264 of the
general statutes, 14-267a of the general statutes and 14-269 of the general
statutes or any other requirement specified in the general statutes;

(3) "Winching" means the process of moving a motor vehicle by the
use of chains, nylon slings or additional lengths of winch cable from a
position that is not accessible for direct hookup for towing a motor
vehicle;

(4) "Nonconsensual towing or transporting" and "recovery" have thesame meanings as provided in section 14-66 of the general statutes, as

| _ | sHB 7162 Amendment |
|-----|---|
| 722 | amended by this act; and |
| 723 | (5) "Light-duty motor vehicle", "medium-duty motor vehicle" and |
| 724 | "heavy-duty motor vehicle" have the same meanings as provided in |
| 725 | section 7 of this act. |
| 726 | (b) The Commissioner of Motor Vehicles shall establish and publish |
| 727 | a schedule of rates and charges for the provision of police-ordered |
| 728 | towing that includes: |
| 729 | (1) A base hourly rate that may be charged for towing or transporting |
| 730 | services provided to (A) a light-duty motor vehicle, (B) a medium-duty |
| 731 | motor vehicle, (C) a heavy-duty motor vehicle, and (D) an oversize or |
| 732 | overweight motor vehicle. The commissioner shall identify the services |
| 733 | and equipment involved in the provision of such towing or transporting |
| 734 | services that are included in such base hourly rate; |
| 735 | (2) An hourly rate for winching services, provided such winching |
| 736 | service is performed on a vehicle that is located off a paved portion of a |
| 737 | highway; |
| 738 | (3) Hourly rates or charges for each type of specialized equipment |
| 739 | used in connection with the provision of police-ordered towing that are |
| 740 | not included in the base hourly rate established pursuant to subdivision |
| 741 | (1) of this subsection. Such rates or charges shall account for the cost of |
| 742 | each such type of specialized equipment and a reasonable profit margin; |
| 743 | (4) Hourly rates for labor that is not included in such base hourly rate; |
| 744 | and |
| 745 | (5) A charge for necessary administrative services. |
| 746 | (c) The schedule of rates and charges established pursuant to the |
| 747 | provisions of subsection (b) of this section shall be just and reasonable |
| 748 | and reflect the reasonable operating costs of wrecker services that |
| 749 | perform police-ordered towing. In establishing such rates and charges, |
| 750 | the commissioner shall consider factors, including, but not limited to, |

the most recent transportation producer price index published by the United States Department of Transportation, rates set by other jurisdictions, rates for consensual towing of motor vehicles, the cost of equipment required by regulations adopted pursuant to section 29-23a of the general statutes, as amended by this act, and the cost of workers' compensation insurance, unemployment compensation and insurance premiums.

758 (d) Not later than ninety days after receipt of a proposed schedule of 759 rates and charges and any supporting documentation from the Police-760 Ordered Towing Council pursuant to section 9 of this act, the 761 commissioner shall (1) hold a public hearing for the purpose of 762 obtaining additional information concerning such proposed schedule, 763 and (2) establish and publish a schedule of rates and charges for the 764 provision of police-ordered towing. If the commissioner amends the 765 proposed schedule, the commissioner shall provide a written 766 explanation to the council of the reason for such amendment.

(e) Upon the publication of a schedule pursuant to the provisions of
this section, no wrecker service shall (1) charge more than the rates and
charges contained in such schedule, or (2) charge for services that are
not included in such schedule.

Sec. 9. (NEW) (*Effective July 1, 2025*) (a) For the purposes of this section:

(1) "Police-ordered towing" and "oversize or overweight motorvehicle" have the same meanings as provided in section 8 of this act; and

(2) "Light-duty motor vehicle", "medium-duty motor vehicle" and
"heavy-duty motor vehicle" have the same meanings as provided in
section 7 of this act.

(b) There is established a Police-Ordered Towing Council within the
Department of Motor Vehicles for administrative purposes only. Such
council shall (1) advise the Commissioner of Motor Vehicles concerning
policies affecting police-ordered towing, and (2) develop a proposed

schedule of rates and charges for the provision of police-ordered towing
of light-duty, medium-duty, heavy-duty and oversize or overweight
motor vehicles.

785 (c) The council shall consist of the following members: (1) Three 786 representatives of an organization in the state that represents towing 787 and recovery professionals, appointed by the Governor; (2) two 788 representatives of an organization in the state that represents the 789 commercial trucking industry, appointed by the Governor; (3) one 790 representative of an association of police chiefs in the state, appointed 791 by the Governor; (4) one representative of an association of fire chiefs in 792 the state, appointed by the Governor; (5) one representative of the insurance industry, appointed by the Governor; and (6) the 793 794 Commissioners of Transportation, Emergency Services and Public 795 Protection and Energy and Environmental Protection and the Insurance 796 Commissioner, or their designees.

(d) Appointments to the council shall be made not later than August
1, 2025. Each member appointed shall serve for a term of three years and
may serve until such member's successor is appointed. Any vacancy
shall be filled by the Governor not later than thirty days after the date
of such vacancy. The chairperson of the council shall be appointed by
the Governor and shall convene the first meeting of the council not later
than September 15, 2025.

804 (e) The council shall (1) on or before January 1, 2026, consider the 805 factors set forth in subsection (c) of section 8 of this act and submit to the Commissioner of Motor Vehicles a proposed schedule of rates and 806 807 charges for the provision of police-ordered towing of light-duty, 808 medium-duty, heavy-duty and oversize or overweight motor vehicles; 809 (2) in the period of time between June 1, 2028, and September 1, 2028, 810 inclusive, and every three years thereafter, review and consider 811 adjustments to the rates and charges published in accordance with 812 section 8 of this act and submit such recommended adjustments, if any, to the commissioner; (3) recommend specific procedures for 813 814 determining whether a service performed by a wrecker service in the

815 provision of police-ordered towing was required; (4) request 816 information from other parties to assist with the work of the council and, 817 in the discretion of the council, hold public hearings for the purpose of 818 obtaining information; and (5) make any additional recommendations 819 to the Department of Motor Vehicles that the council deems 820 appropriate.

821 Sec. 10. (*Effective July 1, 2025*) (a) For the purposes of this section:

(1) "Wrecker service", "nonconsensual towing or transporting" and
"recovery" have the same meanings as provided in section 14-66 of the
general statutes, as amended by this act;

(2) "Private-property trespass towing", "medium-duty motor vehicle"
and "heavy-duty motor vehicle" have the same meanings as provided in
section 7 of this act;

828 (3) "Police-ordered towing" and "oversize or overweight motor829 vehicle" have the same meanings as provided in section 8 of this act;

(4) "Rotator" means a wrecker that (A) consists of a rotating
superstructure, adjusting boom, operating machinery and one or more
operator's stations mounted on a frame attached to a truck chassis, and
(B) has the ability to lift, lower and swing loads; and

(5) "Exceptional services" means the use of special equipment, such
as cutting torches, air compressors and other equipment not generally
required for the performance of nonconsensual towing or transporting
at the scene of an accident.

(b) On and after July 1, 2025, the uniform rates and charges for the nonconsensual towing or transporting and recovery of motor vehicles with a gross vehicle weight rating of ten thousand pounds or more, but not more than twenty-six thousand pounds, and motor vehicles with a gross vehicle weight rating of more than twenty-six thousand pounds established and published by the Commissioner of Motor Vehicles pursuant to section 14-66 of the general statutes, revision of 1958, revised to January 1, 2025, shall cease to be effective.

846 (c) On and after July 1, 2025, and until the date the commissioner 847 publishes a schedule of rates and charges for private-property trespass 848 towing in accordance with section 7 of this act or police-ordered towing 849 in accordance with section 8 of this act, as applicable, the maximum 850 hourly rate that may be charged for the nonconsensual towing or 851 transporting and recovery and calculated in accordance with 852 regulations adopted pursuant to section 14-63 of the general statutes, as 853 amended by this act, shall be as follows: (1) For medium-duty motor 854 vehicles, four hundred dollars; (2) for heavy-duty motor vehicles, seven 855 hundred dollars; (3) for oversize or overweight motor vehicles, one 856 thousand five hundred dollars; and (4) for the use of a rotator and one 857 laborer, one thousand two hundred seventy-five dollars.

858 (d) Services included in such maximum hourly rate include (1) the 859 services reasonably necessary to restore the site of the nonconsensual 860 towing or transporting to its original condition, or to restore such site as 861 directed by a police officer, traffic authority or local fire official if such 862 services are completed in less than fifteen minutes; (2) the time spent at 863 the site by a wrecker service waiting to perform any portion of the 864 nonconsensual towing or transporting procedures due to an order of a 865 police officer or traffic authority if such time is less than fifteen minutes; 866 (3) hand tools, wrenches and sockets used in the towing or recovery of 867 a motor vehicle; (4) timbers used in such towing or recovery; (5) air 868 fittings and hoses used in such towing or recovery under one hundred 869 feet; (6) pry bars; (7) reflectors; (8) disconnecting batteries; (9) wheel 870 chocks or scotch blocks; (10) not more than two snatch blocks; (11) cargo 871 retraining straps; (12) chain and binders used in conjunction with 872 wrecker cables; and (13) preparing a motor vehicle for towing.

(e) A wrecker service may charge additional fees for exceptional
services, which may include the hourly charge for labor and the use of
equipment to perform such exceptional services, provided such
exceptional services are itemized, reasonable and necessary for the
nonconsensual towing or transporting of a motor vehicle.

| _ | sHB 7162 Amendment |
|-----|--|
| 878 | (f) The provisions of this section shall cease to be effective upon the |
| 879 | date the Commissioner of Motor Vehicles establishes and publishes a |
| 880 | schedule of rates and charges for the provision of police-ordered towing |
| 881 | in accordance with section 8 of this act. |
| 882 | Sec. 11. Section 14-63 of the general statutes is repealed and the |
| 883 | following is substituted in lieu thereof (<i>Effective October 1, 2025</i>): |
| 884 | (a) The [commissioner may make, alter or repeal] Commissioner of |
| 885 | Motor Vehicles may adopt regulations governing the administration of |
| 886 | all statutes relating to the license and business of dealers and repairers, |
| 887 | in accordance with the provisions of chapter 54. |
| 888 | (b) (1) For the purposes of this subsection, (A) "nonconsensual towing |
| 889 | or transporting" and "recovery" have the same meanings as provided in |
| 890 | section 14-66, as amended by this act, and (B) "police-ordered towing" |
| 891 | has the same meaning as provided in section 8 of this act. |
| 892 | [(b)] <u>(2)</u> The Commissioner of Motor Vehicles shall [adopt |
| 893 | regulations, in accordance with the provisions of chapter 54, |
| 894 | establishing (1) a procedure whereby] receive, process and investigate |
| 895 | complaints from customers of dealers and repairers [may file |
| 896 | complaints with the Department of Motor Vehicles] concerning the |
| 897 | operations of and services provided by any such [licensees, and (2) a |
| 898 | procedure specifying the circumstances under which a licensee may |
| 899 | stipulate to a complaint and waive such licensee's right to an |
| 900 | administrative hearing. Such regulations shall provide for the |
| 901 | commissioner to contact each licensee that is the subject of a complaint |
| 902 | in order to notify such licensee of the complaint and to relate to such |
| 903 | licensee the particular matters alleged by the complainant. If the |
| 904 | commissioner determines that the facts as alleged give rise to one or |
| 905 | more violations of law related to the licensee's business, the |
| 906 | commissioner may attempt to mediate a voluntary resolution of the |
| 907 | complaint acceptable to the complainant and the licensee. Such |
| 908 | regulations shall also provide that, if an acceptable resolution to the |
| 909 | complaint is not achieved, the commissioner shall complete the |

910 commissioner's investigation of the facts and shall, if the commissioner 911 has reason to believe that the licensee has violated any provision of 912 section 14-64, proceed to take any action authorized under the provisions of section 14-64. If, after such an investigation, the 913 914 commissioner elects not to take action against the licensee, the 915 commissioner shall notify both the complainant and the licensee in 916 writing.] dealer or repairer, including the provision of nonconsensual 917 towing or transporting, recovery or storage of motor vehicles. The 918 commissioner may permit a dealer or repairer to stipulate to a complaint 919 and waive such dealer or repairer's right to an administrative hearing 920 under the provisions of chapter 54.

921 (3) Any complaint filed with the commissioner pursuant to the 922 provisions of this subsection shall (A) be in writing, on a form provided 923 by or acceptable to the commissioner, (B) contain a statement of the facts 924 that form the basis of the claim against such dealer or repairer, (C) 925 include the dealer's or repairer's name, the customer's name and 926 address, the date on which the transaction with the dealer or repairer 927 occurred and, if applicable, the description of any vehicle that is the 928 subject of a complaint, (D) be accompanied by any supporting 929 documentation that pertains to the complaint, including, but not limited 930 to, the written authorization form described in subsection (b) of section 14-145, as amended by this act, photographs, invoices, repair orders and 931 932 evidence of payment, and (E) be mailed or otherwise transmitted to the 933 Department of Motor Vehicles.

934 (4) Not later than fourteen days from the date of receiving a customer 935 complaint, the commissioner shall notify the customer and the dealer or 936 repairer that is the subject of the complaint that the complaint (A) was 937 received and of the particular matters alleged by the customer, and (B) 938 will be subject to further investigation. Such investigation shall consist 939 of a determination of (i) whether the complaint is complete and all 940 relevant documents were received, and (ii) whether the complaint states 941 facts which, if true, would give rise to one or more violations of sections 942 14-51 to 14-66c, inclusive, as amended by this act, sections 14-145, as

| _ | sHB 7162 Amendment |
|------------|--|
| 943 | amended by this act, 14-145a, as amended by this act, and 14-150, as |
| 944 | amended by this act, section 3 of this act or any regulation adopted |
| 945 | pursuant to said sections or section 16 of this act. |
| | * |
| 946 | (5) In the event that the complaint is incomplete, the commissioner |
| 947 | shall notify the customer, in writing, of what deficiencies exist in the |
| 948 | complaint and provide the date by which the customer is required to |
| 949 | submit documentation to address such deficiencies. In the event that |
| 950 | such deficiencies are not addressed by the specified date, no action shall |
| 951 | be taken on the complaint and the commissioner shall notify the |
| 952 | customer and the dealer or repairer, in writing, that no further action |
| 953 | will be taken. The commissioner shall maintain a written record of all |
| 954 | conversations with the customer and include such record with the |
| 955 | complaint in the records of the department. |
| 956 | (6) In the event that the complaint does not state facts that give rise to |
| 950 957 | <u>a violation of sections 14-51 to 14-66c, inclusive, as amended by this act,</u> |
| 958 | sections 14-145, as amended by this act, 14-145a, as amended by this act, |
| 959 | and 14-150, as amended by this act, section 3 of this act or any regulation |
| 960 | adopted pursuant to said sections or section 16 of this act, the |
| 961 | commissioner shall notify the customer and the dealer or repairer, in |
| 961 962 | writing, that the commissioner will not proceed with the complaint. |
| 962 963 | Such notice shall include a brief statement of the reasons why the |
| 963 964 | commissioner has taken no action. [The commissioner shall also inform |
| 964 965 | the complainant and the licensee that an unresolved complaint exists |
| 966 | and that, unless the commissioner has determined that the allegations, |
| 967 | even if true, fail to state a violation of applicable statutory or regulatory |
| 968 | standards, the same shall be recorded in the records of the department |
| 969 | pertaining to such licensee until such time as the licensee submits to the |
| | |
| 970 071 | commissioner satisfactory evidence, signed by the complainant or the |
| 971 072 | complainant's attorney, that the claim has been resolved by agreement |
| 972 072 | with the complainant or submits to the department satisfactory |
| 973 | evidence of final adjudication in favor of such licensee.] |
| 974 | (7) If, after the investigation, the commissioner determines that a |
| 075 | complaint is complete and determines one or more violations of sections |

975 complaint is complete and determines one or more violations of sections

| 976 | 14-51 to 14-66c, inclusive, as amended by this act, sections 14-145, as |
|-----|--|
| 977 | amended by this act, 14-145a, as amended by this act, and 14-150, as |
| 978 | amended by this act, section 3 of this act or any regulation adopted |
| 979 | pursuant to said sections or section 16 of this act, the commissioner shall |
| 980 | notify the customer and the dealer or repairer of such determination. |
| 981 | The notification shall relate the particular matters involved in the |
| 982 | complaint and inform the dealer or repairer that such dealer or repairer |
| 983 | is required to respond to the matters alleged in the complaint not later |
| 984 | than ten days after the date of the notification. Upon receipt of the dealer |
| 985 | or repairer's response, the commissioner may (A) mediate a voluntary |
| 986 | resolution of the complaint that is acceptable to the customer and the |
| 987 | dealer or repairer, (B) proceed with an administrative hearing under |
| 988 | chapter 54, or (C) determine that no action is to be taken and notify the |
| 989 | customer and the dealer or repairer, in writing, of the reason for that |
| 990 | determination. |
| | |

991 (8) If the complaint is resolved through voluntary mediation, the dealer or repairer shall waive its right to an administrative hearing 992 993 under chapter 54. If the dealer or repairer enters into a stipulated 994 agreement, settlement agreement or consent order and fails to comply 995 with the terms of such agreement or order, the dealer or repairer's 996 license shall be suspended in accordance with the terms of such 997 agreement or order. An agreement between the [licensee and the 998 complainant] customer and the dealer or repairer shall not preclude the 999 commissioner from proceeding to take action if the commissioner has 1000 reason to believe that the [licensee] dealer or repairer has violated any 1001 provision of section 14-64, as amended by this act.

(9) If the commissioner determines that there is one or more probable
violations of sections 14-51 to 14-66c, inclusive, as amended by this act,
sections 14-145, as amended by this act, 14-145a, as amended by this act,
and 14-150, as amended by this act, section 3 of this act or any regulation
adopted pursuant to said sections or section 16 of this act and that the
department will take action, the department shall notify the customer
and dealer or repairer of such determination and proceed with a hearing

| _ | sHB 7162 Amendment |
|------|--|
| 1009 | in accordance with the provisions of chapter 54, regardless of whether |
| 1010 | the matter has or has not been settled between the customer and the |
| 1011 | dealer or repairer. The commissioner may proceed to take any action |
| 1012 | authorized under the provisions of section 14-64, as amended by this |
| 1013 | act, and, in the case of police-ordered towing, recommend to the |
| 1014 | Commissioner of Emergency Services and Public Protection that such |
| 1015 | dealer or repairer be removed from the rotational system maintained |
| 1016 | pursuant to section 29-23a, as amended by this act. |
| 1017 | (10) A decision by the commissioner not to take action against the |
| 1018 | [licensee] dealer or repairer pursuant to the provisions of this subsection |
| 1019 | shall be without prejudice to the claim of the customer; and neither the |
| 1020 | fact that the [department] <u>commissioner</u> has determined not to proceed |
| 1021 | nor the notice furnished to the parties, in accordance with this |
| 1022 | subsection, shall be admissible in any civil action. |
| 1023 | (11) The Commissioner of Motor Vehicles may adopt regulations, in |
| 1024 | accordance with the provisions of chapter 54, to implement the |
| 1025 | provisions of this subsection. |
| 1026 | Sec. 12. Section 14-66a of the general statutes is repealed and the |
| 1027 | following is substituted in lieu thereof (<i>Effective October 1, 2025</i>): |
| 1028 | (a) Each wrecker service that stores a motor vehicle that has been |
| 1029 | subject to nonconsensual towing or transporting, as defined in section |
| 1030 | 14-66, as amended by this act, shall store such vehicle at the site of the |
| 1031 | wrecker service's business in a secured lot. The site shall be open during |
| 1032 | <u>the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday. The wrecker</u> |
| 1033 | service shall (1) maintain an advertised telephone number to take |
| 1034 | requests twenty-four hours a day from a motor vehicle owner or person |
| 1035 | authorized by such owner seeking to redeem a stored motor vehicle or |
| 1036 | remove any personal property within such stored motor vehicle, and (2) |
| 1037 | if such request is not made during the wrecker service's hours of |
| 1038 | operation, provide for such redemption or access to personal property |
| 1039 | not later than four hours after such request. A lending institution or |
| 1040 | person authorized by such lending institution may only redeem a stored |

| _ | sHB 7162 Amendment |
|------|---|
| 1041 | motor vehicle during the wrecker service's hours of operation. |
| 1042 | (b) Any such wrecker service does not have a lien upon the personal |
| 1043 | property within a motor vehicle stored at such wrecker service's secured |
| 1044 | storage lot and shall permit the owner of the motor vehicle or a person |
| 1045 | authorized by such owner to access such motor vehicle and remove any |
| 1046 | personal property from within such motor vehicle during such wrecker |
| 1047 | service's hours of operation or, if not open, not later than four hours after |
| 1048 | receiving a request to remove such personal property. |
| 1049 | <u>(c) No wrecker service shall charge for vehicle storage on a day when</u> |
| 1050 | such wrecker service does not make the vehicle available for |
| 1051 | redemption. The wrecker service may charge an after-hours redemption |
| 1052 | fee established by the Commissioner of Motor Vehicles in accordance |
| 1053 | with section 7 of this act if the wrecker service releases a motor vehicle |
| 1054 | outside its hours of operation. |
| 1055 | (d) The wrecker service shall release a motor vehicle to its owner, a |
| 1056 | lending institution or a person authorized by the owner or lending |
| 1057 | institution to regain possession, upon demand, provided the owner, |
| 1058 | lending institution or authorized person (1) presents proof of |
| 1059 | registration, the certificate of title, the bill of sale, the lease for the motor |
| 1060 | vehicle or other reasonable proof of ownership, and (2) pays the costs of |
| 1061 | towing and storage. The wrecker service shall release the motor vehicle |
| 1062 | even if the address on the proof of registration, certificate of title, bill of |
| 1063 | sale, lease for the motor vehicle or other reasonable proof of ownership |
| 1064 | is different from the current address of the owner or authorized person |
| 1065 | redeeming the motor vehicle. |
| 1066 | (e) The wrecker service shall accept such payment by cash or credit |
| 1067 | or debit card and maintain sufficient cash at the office of such wrecker |
| 1068 | service to provide change to the owner or authorized person at the time |
| 1069 | of payment. If such payment is made by credit or debit card, the holder |
| 1070 | of such credit or debit card shall appear at the office of such wrecker |
| 1071 | service and sign the credit or debit card receipt. |

| _ | SHD 1102 Amendment |
|------|--|
| 1072 | (f) Any vehicle owner, lending institution or authorized person shall |
| 1073 | have the right to inspect the vehicle before redeeming the vehicle. No |
| 1074 | general release of any kind that would release the wrecker service from |
| 1075 | liability for damages or from liability for any claim that the vehicle was |
| 1076 | towed without justification may be required from any vehicle owner, |
| 1077 | lending institution or authorized person, as a condition of release of the |
| 1078 | vehicle. A receipt showing the name of the wrecker service and an |
| 1079 | itemization of the charges shall be provided to the person paying the |
| 1080 | towing and storage costs at the time of payment. |
| 1081 | (g) The commissioner shall adopt regulations, in accordance with the |
| 1082 | provisions of chapter 54, requiring all wreckers to display either the |
| 1083 | name and address or name and telephone number of the licensed |
| 1084 | registrant of such wrecker. |
| 1085 | (h) Any person, firm, corporation or association that violates the |
| 1086 | provisions of this section shall, for a first offense, be deemed to have |
| 1087 | committed an infraction and for a second or subsequent offense, shall |
| 1088 | be guilty of a class D misdemeanor. |
| 1089 | Sec. 13. Section 14-150 of the general statutes is repealed and the |
| 1090 | following is substituted in lieu thereof (<i>Effective October 1, 2025</i>): |
| 1091 | (a) Any person who abandons any motor vehicle within the limits of |
| 1092 | any highway or upon property other than such person's own without |
| 1093 | the consent of the owner thereof for a period longer than twenty-four |
| 1094 | hours shall have committed an infraction and shall be fined not less than |
| 1095 | eighty-five dollars. The last owner of record of a motor vehicle found |
| 1096 | abandoned, as shown by the files of the Department of Motor Vehicles, |
| 1097 | shall be deemed prima facie to have been the owner of such motor |
| 1098 | vehicle at the time it was abandoned and the person who abandoned |
| 1099 | the same or caused or procured its abandonment. |
| 1100 | (b) Any inspector of the Department of Motor Vehicles, any officer |
| 1101 | attached to an organized police department, any enforcement officer of |
| | |

1102 a parking authority authorized under an ordinance adopted pursuant

to section 7-204a to enforce parking regulations in the municipality in which it is located or any state police officer upon discovery of any motor vehicle, whether situated within or without any highway of this state, which <u>such inspector or officer determines</u> is a menace to traffic or public health or safety, shall take such motor vehicle into such inspector's or officer's custody and cause the same to be taken to and stored in a suitable place.

1110 (c) Any inspector of the Department of Motor Vehicles, any officer 1111 attached to an organized police department, any enforcement officer of 1112 a parking authority authorized under an ordinance adopted pursuant 1113 to section 7-204a to enforce parking regulations in the municipality in 1114 which it is located or any state police officer, upon discovery of any 1115 motor vehicle which such inspector or officer determines to be 1116 apparently abandoned or a motor vehicle without proper registration, 1117 whether situated within or without any highway of this state, shall affix 1118 to such motor vehicle a notification sticker in a manner so as to be 1119 readily visible. This notification sticker shall contain the following 1120 information: (1) The date and time the notification sticker was affixed to 1121 the motor vehicle; (2) a statement that pursuant to this section, if the 1122 motor vehicle is not removed within twenty-four hours of the time the 1123 sticker was affixed, it shall be taken into custody and stored at the 1124 owner's expense; (3) the location and telephone number where 1125 additional information may be obtained; and (4) the identity of the 1126 affixing officer. If the motor vehicle is not removed within such twenty-1127 four-hour period, the affixing department or parking authority shall take such motor vehicle into its custody and cause the same to be stored 1128 1129 in a suitable place, except that such department or parking authority 1130 shall make a reasonable attempt to notify the owner of any such motor 1131 vehicle which is determined to be stolen prior to taking such vehicle into 1132 its custody and shall allow such owner to make arrangements for removal of such vehicle. 1133

(d) If the motor vehicle has no registration marker plates or invalidregistration marker plates, and if such inspector or officer makes a

1136 determination in good faith that (1) the motor vehicle is apparently 1137 abandoned, (2) the market value of such motor vehicle in its current 1138 condition is five hundred dollars or less, and (3) the motor vehicle is so 1139 vandalized, damaged, or in disrepair as to be unusable as a motor 1140 vehicle, title to such motor vehicle shall, upon taking custody of such 1141 motor vehicle, immediately vest in the municipality in which the motor 1142 vehicle was discovered. Within forty-eight hours of the time that such 1143 motor vehicle is taken into custody, the affixing department or parking 1144 authority shall notify the Commissioner of Motor Vehicles, in writing, 1145 of the vehicle identification number and a description of the motor 1146 vehicle and thereafter shall immediately sell or transfer such motor vehicle to a recycler licensed in accordance with section 14-67l. Upon 1147 1148 sale or other disposition of the motor vehicle, the affixing department or 1149 parking authority shall give written notice by certified mail, return 1150 receipt requested, to the person who was the owner of such motor 1151 vehicle at the time of abandonment, if known, which notice shall state 1152 that the motor vehicle has been sold or otherwise disposed of. The 1153 proceeds of the sale or disposition, or the fair market value of the motor 1154 vehicle in its current condition, whichever is greater, less the towing and 1155 sale or disposal expenses and the amount of any fines due, shall be paid 1156 to such person or such person's representatives, if claimed by such 1157 person or such person's representatives within one year from the date 1158 of sale. If such balance is not claimed within such period, it shall escheat 1159 to the municipality. If the expenses incurred by the municipality for 1160 towing and the sale or disposition of such motor vehicle and any such 1161 fines exceed the proceeds of such sale or disposition, such person shall 1162 be liable to such municipality for such excess amount.

(e) Within forty-eight hours of the time that a motor vehicle is taken
into custody and stored pursuant to subsection (b) or (c) of this section,
the affixing department or parking authority shall give written notice
by certified mail, return receipt requested, to the owner and any
lienholders of such motor vehicle, if such motor vehicle appears on the
records of the Department of Motor Vehicles. <u>The wrecker service that</u>
took such motor vehicle into custody shall make a reasonable effort to

| 1170 | identify the owner or lienholders of such motor vehicle and send written | |
|------|--|--|
| 1171 | notice by certified mail, return receipt requested, to the owner and any | |
| 1172 | lienholders of such motor vehicle. The notice provided by the affixing | |
| 1173 | department, parking authority and wrecker service shall state: (1) That | |
| 1174 | the motor vehicle has been taken into custody and stored, (2) the | |
| 1175 | location of storage of the motor vehicle, (3) that, unless title has already | |
| 1176 | vested in the municipality pursuant to subsection (d) of this section, | |
| 1177 | such motor vehicle may be sold [after (A) fifteen days if the market value | |
| 1178 | of such motor vehicle does not exceed one thousand five hundred | |
| 1179 | dollars, or (B) forty-five days if the value of such motor vehicle exceeds | |
| 1180 | one thousand five hundred dollars] in accordance with section 14 of this | |
| 1181 | act, and (4) that the owner has a right to contest the validity of such | |
| 1182 | taking by application, on a form prescribed by the Commissioner of | |
| 1183 | Motor Vehicles, to the hearing officer named in such notice within ten | |
| 1184 | days from the date of such notice. Such application forms shall be made | |
| 1185 | readily available to the public at all offices and on the Internet web site | |
| 1186 | of the Department of Motor Vehicles, parking authorities authorized | |
| 1187 | under an ordinance adopted pursuant to section 7-204a to enforce | |
| 1188 | parking regulations and state and local police departments. | |
| | | |

1189 (f) (1) The chief executive officer of each town shall appoint a suitable 1190 person, who shall not be a member of any state or local police 1191 department, to be a hearing officer to hear applications to determine 1192 whether or not the towing within such municipality of such motor 1193 vehicle was authorized under the provisions of this section. Two or 1194 more towns may join in appointing such hearing officer; provided any 1195 such hearing shall be held at a location which is as near to the town 1196 within which such motor vehicle was towed as is reasonable and 1197 practicable. The commissioner shall [establish by regulation] adopt 1198 regulations, in accordance with the provisions of chapter 54, to establish 1199 the qualifications necessary for hearing officers and procedures for the 1200 holding of such hearings. If it is determined at such hearing that the 1201 vehicle was not a menace to traffic, abandoned or unregistered, as the 1202 case may be, the owner of such motor vehicle shall not be liable for any 1203 expenses incurred as a result of the taking and storage of such motor

1204 vehicle, the lien provisions of this section shall not apply to such owner, 1205 and the department which took and stored such motor vehicle shall be 1206 liable for such expenses. If the owner, prior to such determination, pays 1207 such expenses and the storage charges of such motor vehicle, and it is 1208 determined at such hearing that the motor vehicle was not a menace to 1209 traffic, abandoned or unregistered, as the case may be, the department 1210 or parking authority which took such motor vehicle shall be liable to 1211 such owner for the amount paid by such owner. Any person aggrieved 1212 by the decision of such hearing officer may, within fifteen days of the 1213 notice of such decision, appeal to the superior court for the judicial 1214 district wherein such hearing was held.

(2) The chief executive officer of each municipality shall designate a
suitable person who shall be responsible for the collection of data
concerning abandoned motor vehicles within such municipality and the
preparation and submission of periodic reports to the Commissioner of
Motor Vehicles which shall contain such information as the
commissioner may require.

1221 [(g) The owner or keeper of any garage or other place where such 1222 motor vehicle is stored shall have a lien upon such motor vehicle for 1223 such owner's or keeper's towing or storage charges, or both, that result 1224 from towing or storage under this section.

1225 (1) Except as provided in subsection (d) of this section, if the current 1226 market value of such motor vehicle as determined in good faith by such owner or keeper does not exceed one thousand five hundred dollars and 1227 1228 such motor vehicle has been stored for a period of not less than fifteen 1229 days, such owner or keeper shall, unless an application filed by the 1230 owner pursuant to subsection (e) of this section is pending and the 1231 owner of such motor vehicle has notified such owner or keeper that such 1232 application for hearing has been filed, send a notice of intent to sell that 1233 complies with subsection (h) of this section to the commissioner, the 1234 owner of such motor vehicle and any known lienholder of record of 1235 such motor vehicle within such period. Upon approval by the 1236 commissioner of the notice of intent to sell, the commissioner shall issue

such owner or keeper an affidavit of compliance. Such owner or keeper
shall sell such motor vehicle not less than five business days after the
mailing date of the notice of intent to sell, and apply the proceeds of the
sale toward such owner's or keeper's towing and storage charges.

1241 (2) If the current market value of such motor vehicle as determined 1242 in good faith by such owner or keeper exceeds one thousand five 1243 hundred dollars and if such motor vehicle has been stored for a period 1244 of not less than forty-five days, such owner or keeper shall, unless an 1245 application filed by the owner pursuant to subsection (e) of this section 1246 is pending and the owner of such motor vehicle has notified such owner 1247 or keeper that such application for hearing has been filed, send a notice 1248 of intent to sell that complies with subsection (h) of this section to the 1249 commissioner, the owner of such motor vehicle and any known 1250 lienholder of record of such motor vehicle within such period. Upon 1251 approval by the commissioner of the notice of intent to sell, the 1252 commissioner shall issue such owner or keeper an affidavit of 1253 compliance. Such owner or keeper shall sell such motor vehicle at public 1254 auction for cash, at such owner's or keeper's place of business not less 1255 than five business days after the mailing date of the notice of intent to 1256 sell. Such owner or keeper shall apply the proceeds of such sale toward 1257 the payment of such owner's or keeper's towing and storage charges and 1258 the payment of any debt or obligation incurred by the officer who placed 1259 such motor vehicle in storage. At any public auction held pursuant to 1260 this subsection, such owner or keeper may set a minimum bid equal to 1261 the amount of such owner's or keeper's charges and obligations with 1262 respect to the tow and storage of the motor vehicle. If no such bid is 1263 made, such owner or keeper may sell or dispose of such vehicle.

(h) The notice of intent to sell described in subsection (g) of this section shall include the make, model and vehicle identification number of such motor vehicle, the date such motor vehicle was left with the owner or keeper of the garage for storage and by whom and the registration number thereof if any number plates are on such motor vehicle, and shall be placed on file by the commissioner and subject to 1270 public inspection. The notice of intent to sell shall be accompanied by a 1271 statement to the owner and known lienholder of such motor vehicle 1272 indicating the date, time and place of the sale of such motor vehicle, and 1273 the manner of the sale, as specified in subdivision (1) or (2) of subsection 1274 (g) of this section. Such owner or keeper shall give such notice and 1275 accompanying statement to such motor vehicle owner and lienholder 1276 by certified mail, return receipt requested. Such statement shall indicate 1277 that any proceeds in excess of such owner's or keeper's charges and 1278 obligations may be claimed by the owner of such motor vehicle within 1279 one year from the date of such sale. The fee for filing such notice of intent 1280 and accompanying statement shall be ten dollars. Any sale under the 1281 provisions of this section shall be void, unless such owner or keeper 1282 provides the notice required by this section.

1283 (i) At the time of a sale conducted under subsection (g) of this section, 1284 such owner or keeper shall provide the purchaser of such motor vehicle 1285 with the affidavit of compliance issued by the commissioner. Except for a thirty-day period immediately following the date such motor vehicle 1286 1287 was placed in storage under subdivision (1) of subsection (g) of this 1288 section, or a sixty-day period immediately following the date such 1289 motor vehicle was placed in storage under subdivision (2) of subsection 1290 (g) of this section, the commissioner may limit the number of days that 1291 such owner or keeper may charge for storage of the motor vehicle prior 1292 to the time such motor vehicle was sold unless such owner or keeper 1293 provides evidence to the commissioner that the storage charges accrued 1294 as a result of such owner or keeper's reliance upon statements or 1295 representations made by the owner or lienholder of the motor vehicle or 1296 as a result of such owner's or keeper's good faith effort to negotiate the 1297 return of such motor vehicle to such owner or lienholder.

(j) The owner or keeper of such garage shall report the sales price,
storing, towing and repair charges, if any; buyer's name and address;
identification of the vehicle and such other information as may be
required in regulations adopted pursuant to this section, to the
commissioner within fifteen days after the sale of the motor vehicle. The

1303 proceeds of such sale, after deducting the amount due such owner or 1304 keeper and all expenses connected with such sale, including the 1305 expenses of the officer who placed such motor vehicle in storage, shall 1306 be paid to the owner of such motor vehicle or such owner's legal 1307 representatives, if claimed by such owner or such owner's legal 1308 representatives at any time within one year from the date of such sale. 1309 If such balance is not claimed within said period, it shall escheat to the 1310 state.

1311 (k) The Commissioner of Motor Vehicles shall adopt regulations, in 1312 accordance with the provisions of chapter 54, to carry out the purposes 1313 of this section. The regulations shall (1) specify the circumstances under 1314 which title to any motor vehicle abandoned within the limits of any 1315 highway may be transferred to any person, firm or corporation towing 1316 such vehicle, (2) establish the procedure whereby such person, firm or 1317 corporation may obtain title to such motor vehicle, and (3) specify the 1318 circumstances under which the owner of a campground may dispose of 1319 a motor home or recreational vehicle abandoned on such owner's 1320 property and establishing procedures governing such disposal.]

1321 Sec. 14. (NEW) (Effective October 1, 2025) (a) Whenever a motor vehicle 1322 is taken into custody and stored pursuant to subsection (b) or (c) of 1323 section 14-150 of the general statutes, as amended by this act, or is 1324 subject to nonconsensual towing or transporting, as defined in section 1325 14-66 of the general statutes, as amended by this act, the wrecker service 1326 or owner or keeper of any garage, storage facility or other place where 1327 such motor vehicle is stored shall have a lien upon such motor vehicle 1328 for towing or storage charges, or both, imposed by such wrecker service 1329 or owner or keeper that result from towing or storing a motor vehicle.

(b) (1) Except as provided in subsection (d) of section 14-150 of the general statutes, as amended by this act, if such wrecker service or owner or keeper makes a determination in good faith that the current market value of the stored motor vehicle does not exceed one thousand five hundred dollars and such stored motor vehicle has been stored for a period of not less than fifteen days, such wrecker service or owner or 1336 keeper shall, unless an application filed by the owner of such motor 1337 vehicle pursuant to subsection (e) of section 14-150 of the general 1338 statutes, as amended by this act, is pending and the owner of such motor 1339 vehicle has notified such wrecker service or owner or keeper that such 1340 application for hearing has been filed, send a notice of intent to sell that 1341 complies with subsection (c) of this section to the Commissioner of 1342 Motor Vehicles, the owner of such motor vehicle and any known 1343 lienholder of record of such motor vehicle at the end of such fifteen-day 1344 period. Upon approval by the commissioner of the notice of intent to 1345 sell, the commissioner shall issue such wrecker service or owner or 1346 keeper an affidavit of compliance. Such wrecker service or owner or 1347 keeper shall sell such motor vehicle not less than five business days after 1348 the mailing date of the notice of intent and apply the proceeds of the sale 1349 toward the towing and storage charges imposed by such wrecker 1350 service or owner or keeper.

1351 (2) If such wrecker service or owner or keeper makes a determination 1352 in good faith that the current market value of the stored motor vehicle 1353 exceeds one thousand five hundred dollars and if such motor vehicle 1354 has been stored for a period of not less than forty-five days, such 1355 wrecker service or owner or keeper shall, unless an application filed by 1356 the owner pursuant to subsection (e) of section 14-150 of the general 1357 statutes, as amended by this act, is pending and the owner of such motor 1358 vehicle has notified such wrecker service or owner or keeper that such 1359 application for a hearing has been filed, send a notice of intent to sell 1360 that complies with subsection (c) of this section to the Commissioner of 1361 Motor Vehicles, the owner of such motor vehicle and any known 1362 lienholder of record of such motor vehicle at the end of such forty-five-1363 day period. Upon approval by the commissioner of the notice of intent 1364 to sell, the commissioner shall issue such wrecker service or owner or 1365 keeper an affidavit of compliance. Such wrecker service or owner or 1366 keeper shall sell such motor vehicle at public auction for cash, at the 1367 place of business of such wrecker service or owner or keeper not less 1368 than five business days after the mailing date of the notice of intent to 1369 sell. Such owner or keeper shall apply the proceeds of such sale toward

1370 the towing and storage charges imposed by such wrecker service or 1371 owner or keeper, the expenses related to such sale and any debt or 1372 obligation incurred by the officer who placed such motor vehicle in 1373 storage in accordance with section 14-150 of the general statutes, as 1374 amended by this act.

(3) In determining the current market value of the stored motor
vehicle pursuant to the provisions of subdivision (1) or (2) of this
subsection, the wrecker service may deduct for an observed defect or
missing major component part, as defined in section 14-149a of the
general statutes.

1380 (c) (1) The notice of intent to sell described in subsection (b) of this 1381 section shall include, but need not be limited to, (A) the make, model 1382 and vehicle identification number of the stored motor vehicle, (B) the 1383 date such motor vehicle was left with such wrecker service or owner or 1384 keeper and by whom, (C) the registration number if any number plates 1385 are on such motor vehicle, (D) the retail market value of such motor 1386 vehicle as determined by the wrecker service or owner or keeper, and 1387 (E) a statement to the owner and known lienholder that (i) the stored 1388 motor vehicle will be sold if not redeemed in a timely manner, (ii) such 1389 motor vehicle may be redeemed until the point-of-sale, (iii) any 1390 proceeds of such sale, after deducting the amount due to such wrecker 1391 service or owner or keeper and any expenses of the officer who placed 1392 such motor vehicle in storage, if applicable, will be held in an escrow 1393 account and paid to the owner of such motor vehicle or such owner's 1394 legal representatives, if claimed by such owner or legal representatives 1395 not later than one year from the date of such sale, and (iv) if such 1396 proceeds are not claimed within said period of time, such proceeds will 1397 escheat to the state. Such wrecker service or owner or keeper shall 1398 provide such notice and a copy of the consumer bill of rights regarding 1399 towing, developed pursuant to section 5 of this act, to the motor vehicle 1400 owner and lienholder by certified mail, return receipt requested.

1401 (2) Such wrecker service or owner or keeper shall also provide a copy1402 of the notice of intent to sell to the Commissioner of Motor Vehicles, in

1403 a form and manner determined by the commissioner. Such notice of 1404 intent to sell shall be accompanied by a filing fee of ten dollars and any 1405 other information, such as photographs of the stored motor vehicle, that 1406 the commissioner may prescribe. Such notice of intent to sell shall be 1407 subject to disclosure under the Freedom of Information Act, as defined 1408 in section 1-200 of the general statutes. The commissioner may send a 1409 copy of such notice of intent to sell electronically to the owner or 1410 lienholder of such motor vehicle.

(3) Any sale of a stored motor vehicle under the provisions of this
section shall be void, unless such wrecker service or owner or keeper
provides the notices required by this subsection.

1414 (d) Upon receipt of a notice of intent to sell, the commissioner shall 1415 review such notice and determine if the owner of the motor vehicle has 1416 filed a customer complaint concerning such wrecker service or owner or 1417 keeper pursuant to section 14-63 of the general statutes, as amended by 1418 this act. The commissioner shall not approve such proposed sale until 1419 any such customer complaint is resolved. If the commissioner approves 1420 such proposed sale, the commissioner shall issue such wrecker service 1421 or owner or keeper an affidavit of compliance.

1422 (e) (1) Upon receipt of an affidavit of compliance by the 1423 commissioner, such wrecker service or owner or keeper shall mail a 1424 notice of proposed sale to the motor vehicle owner and known 1425 lienholder by certified mail, return receipt requested, that indicates the 1426 date, time and place of the proposed sale of such motor vehicle. Not less 1427 than five business days after the mailing date of the notice of proposed 1428 sale, such wrecker service or owner or keeper may proceed to sell such 1429 motor vehicle pursuant to the provisions of subdivision (1) or (2) of 1430 subsection (b) of this section.

(2) In addition to the thirty-day period immediately following the
date such motor vehicle was placed in storage under subdivision (1) of
subsection (b) of this section, or a sixty-day period immediately
following the date such motor vehicle was placed in storage under

| _ | sHB 7162 Amendment | |
|------|--|--|
| 1435 | subdivision (2) of subsection (b) of this section, the wrecker service may | |
| 1436 | 6 only charge up to ten additional days of storage for such motor vehic | |
| 1437 | 7 after receipt of the affidavit of compliance issued by the commissioner | |
| 1400 | | |

(f) At the time of a sale conducted in accordance with the provisions
of this section, such wrecker service or owner or keeper shall provide
the purchaser of such motor vehicle with the affidavit of compliance
issued by the commissioner.

1442 (g) Not later than fifteen days after the sale of a motor vehicle in 1443 accordance with the provisions of this section, such wrecker service or 1444 owner or keeper of such garage shall (1) report the sale price, towing 1445 and storage charges, repair charges, if any, expenses related to the sale, 1446 any proceeds, the buyer's name and address, identification of the vehicle 1447 and such other information as may be required in regulations adopted 1448 pursuant to section 16 of this act, to the commissioner, (2) deposit the 1449 proceeds of such sale, after deducting the amount due to such wrecker 1450 service or owner or keeper and any expenses of the officer who placed 1451 such motor vehicle in storage, if applicable, into an escrow account, and 1452 (3) upon receipt of a claim by the prior owner of such motor vehicle or 1453 such owner's legal representatives not later than one year from the date 1454 of such sale, pay such sale proceeds to the prior owner or such owner's 1455 legal representatives. If such sale proceeds are not claimed within said 1456 period of time, such sale proceeds shall escheat to the state as unclaimed 1457 property and the wrecker service or owner or keeper shall be subject to 1458 the requirements of part III of chapter 32 of the general statutes, 1459 including all obligations of a holder of unclaimed property. Not later 1460 than ten days after filing any report and paying any funds to the 1461 Treasurer as required by part III of chapter 32 of the general statutes, 1462 such wrecker service or owner or keeper shall provide evidence to the 1463 commissioner, in a form and manner determined by the commissioner, 1464 that such report was submitted and funds have escheated.

(h) In no event shall such wrecker service or owner or keeper sell a
motor vehicle that has not been (1) stored for at least thirty days if the
current market value of such motor vehicle does not exceed one

thousand five hundred dollars, or (2) stored for at least sixty days if the
current market value of such motor vehicle exceeds one thousand five
hundred dollars.

1471 Sec. 15. (Effective from passage) (a) The Commissioner of Motor 1472 Vehicles, or the commissioner's designee, shall convene a working 1473 group to study and make recommendations regarding the process 1474 through which a wrecker service or owner or keeper of any garage or 1475 storage facility may sell or dispose of a motor vehicle that remains 1476 unclaimed after such vehicle was subject to nonconsensual towing or 1477 transporting, as defined in section 14-66 of the general statutes, as 1478 amended by this act. Such study shall, at a minimum, (1) consider alternative methods for selling or disposing such unclaimed motor 1479 vehicles that balance the interests of such wrecker service or owner or 1480 1481 keeper to manage the storage site, garage or storage facility with the 1482 interests of motor vehicle owners and ensure unclaimed motor vehicles 1483 are sold as close to the fair market value as possible; (2) consider issues 1484 concerning a lienholder of a motor vehicle who does not redeem such 1485 vehicle after inspection at the wrecker service's site of business; (3) 1486 consider alternatives to the statutory time frames for disposing of 1487 unclaimed motor vehicles and estimating the fair market value of 1488 unclaimed motor vehicles; (4) evaluate ways to modernize and improve 1489 the process of selling motor vehicles at auction and recommend 1490 amendments to the general statutes or the regulations adopted pursuant 1491 to section 14-65 of the general statutes to effectuate such modernization 1492 and improvements; and (5) consider best practices in other states 1493 regarding the disposal of unclaimed motor vehicles and notice to motor 1494 vehicle owners.

(b) The working group shall consist of the following members: (1) The
Commissioner of Motor Vehicles or the commissioner's designee; (2)
two employees of the Department of Motor Vehicles, appointed by the
commissioner; (3) three representatives of an organization in the state
that represents towing and recovery professionals, appointed by the
commissioner; and (4) two consumer advocates, appointed by the

commissioner. The commissioner or the commissioner's designee shall
serve as chairperson of the working group and shall schedule the first
meeting of the council not later than September 1, 2025. The Department
of Motor Vehicles shall serve as administrative staff of the working
group. The working group may consult with any other agencies,
officials or interested parties that the working group deems appropriate
to complete such study.

(c) All initial appointments to the working group shall be made byAugust 1, 2025. Any vacancy shall be filled by the appointing authority.

(d) On or before February 1, 2026, the working group shall submit a
report on its findings and recommendations 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. The working group shall terminate on the
date that it submits such report or February 1, 2026, whichever is later.

1516 Sec. 16. (NEW) (Effective October 1, 2025) The Commissioner of Motor 1517 Vehicles shall adopt regulations, in accordance with the provisions of 1518 chapter 54 of the general statutes, to carry out the purposes of section 1519 14-150 of the general statutes, as amended by this act, and section 14 of 1520 this act. The regulations shall (1) specify the circumstances under which 1521 title to any motor vehicle abandoned within the limits of any highway 1522 may be transferred to the wrecker service, (2) establish the procedure 1523 whereby such wrecker service may obtain title to such motor vehicle, 1524 and (3) specify the circumstances under which the owner of a 1525 campground may dispose of a motor home or recreational vehicle 1526 abandoned on such owner's property and establishing procedures 1527 governing such disposal.

- 1528 Sec. 17. Section 29-23a of the general statutes is repealed and the 1529 following is substituted in lieu thereof (*Effective October 1, 2025*):
- (a) The Division of State Police within the Department of EmergencyServices and Public Protection [may] <u>shall</u> establish, within its patrol

1532 jurisdiction, a rotational system for summoning [licensed wrecker 1533 operators] wrecker services, as defined in section 14-1, as amended by 1534 this act, for the purpose of towing or transporting motor vehicles which 1535 are disabled, inoperative or wrecked in the event the owners or 1536 operators of such vehicles are incapacitated, unavailable or leave the 1537 procurement of wrecker service to the officer at the scene of an accident 1538 or the location of a disabled vehicle. Any such [licensee] wrecker service 1539 may participate in such system, provided (1) [his operators fulfill] such 1540 wrecker service fulfills certain qualifications, including certification by 1541 the Towing and Recovery Association of America or a certification 1542 program approved by the Commissioner of Emergency Services and 1543 Public Protection, and [his] the wrecker service's equipment meets 1544 safety and mechanical standards established by the Commissioner of 1545 Emergency Services and Public Protection and the Commissioner of 1546 Motor Vehicles, and (2) [his] the wrecker service's business is located so 1547 as to provide prompt and efficient service.

1548 (b) The Commissioner of Emergency Services and Public Protection 1549 shall grant variations or exemptions from, or approve equivalent or 1550 alternate compliance with, the provisions of this section where strict 1551 compliance with such provisions would entail practical difficulty or 1552 unnecessary hardship or is otherwise adjudged unwarranted, provided 1553 any such variation, exemption, approved equivalent or alternate 1554 compliance shall, in the opinion of said commissioner, secure the public 1555 safety.

1556 (c) If the owner or operator of a disabled vehicle is present at the scene 1557 of an accident or the location of the disabled vehicle and is able to 1558 respond, the state police officer shall inquire whether such owner or 1559 operator wishes to choose a wrecker service for the purposes of towing 1560 or transporting the disabled vehicle. If such owner or operator wishes 1561 to do so and such chosen wrecker service is on the rotational system 1562 maintained pursuant to subsection (a) of this section, the police officer 1563 shall notify the chosen wrecker service. If such chosen wrecker service 1564 cannot be contacted or is unable or unwilling to respond within the time

| | sHB 7162 Amendment | |
|------|--|--|
| 1565 | frames established pursuant to regulations adopted in accordance with | |
| 1566 | subsection (d) of this section, the police officer shall summon the next | |
| 1567 | available wrecker service on the rotational system. | |

1568 [(c)] (d) The Commissioner of Emergency Services and Public 1569 Protection shall adopt regulations, in accordance with the provisions of 1570 chapter 54, concerning the operation of such rotational system and the 1571 removal from the system of wrecker services which fail to comply with 1572 the requirements specified in such regulations or any provision of the 1573 general statutes or a regulation concerning the operation of a <u>wrecker</u> 1574 service or motor vehicle repair [, towing] or storage facility or the 1575 operation of a motor vehicle.

1576 Sec. 18. (NEW) (Effective October 1, 2025) If the owner or operator of a 1577 disabled vehicle is present at the scene of an accident or at the location 1578 of the disabled vehicle and is able to respond, the municipal police 1579 officer shall inquire whether such owner or operator wishes to choose a 1580 wrecker service, as defined in section 14-1 of the general statutes, as 1581 amended by this act, for the purposes of towing or transporting the 1582 disabled vehicle. If such owner or operator wishes to do so and such 1583 chosen wrecker service is on a rotational system maintained by the 1584 municipality, if any, the police officer shall notify the chosen wrecker 1585 service. If such chosen wrecker service cannot be contacted or is unable 1586 or unwilling to respond in a timely manner as determined by the 1587 municipal police officer, the municipal police officer shall (1) summon the next available wrecker service on the rotational system if maintained 1588 1589 by the municipality, or (2) summon a wrecker service as chosen by such 1590 municipal police officer.

Sec. 19. Subsection (b) of section 14-66c of the general statutes is
repealed and the following is substituted in lieu thereof (*Effective October*1, 2025):

(b) If any motorized personal property is towed or otherwise removed by a wrecker [licensed under section 14-66] <u>service</u>, at the direction of an officer attached to an organized police department or an 1597 owner of real property where such personal property has been 1598 abandoned, such property shall be taken to and stored in a suitable 1599 place. [Within] Not later than forty-eight hours [following] after the time 1600 that such property is taken into custody, the [licensee or operator of the] 1601 wrecker service shall give written notice by certified mail to the owner, 1602 if known, (1) that such property has been taken and stored, and (2) of 1603 the location of such property. Such [licensee or operator] wrecker 1604 service shall have a lien upon the same for towing or removal charges 1605 and storage charges. If such owner does not claim such property, or if 1606 the owner of such property is not known, the [licensee or operator of 1607 the] wrecker service may sell or dispose of such property after thirty 1608 days, subject to any provision of the general statutes, or any regulation 1609 adopted thereunder, concerning the sale or disposal of such property. 1610 Sec. 20. Section 14-145c of the general statutes is repealed and the 1611 following is substituted in lieu thereof (*Effective October 1, 2025*): 1612 Whenever an owner or lessee of private property or a lending 1613 institution, or such owner's, lessee's or institution's agent, improperly 1614 causes a motor vehicle to be towed or removed from such property, [or 1615 rendered immovable on such property,] the owner or lessee of the 1616 property or the lending institution shall be liable to the owner of the 1617 vehicle for the costs of towing or removal and of storage of the vehicle 1618 [or for fees charged for removing a wheel-locking device,] and for 1619 reasonable attorney's fees and court costs, if applicable. 1620 Sec. 21. Section 14-145d of the general statutes is repealed and the 1621 following is substituted in lieu thereof (*Effective October 1, 2025*): 1622 (a) Any person, firm or corporation that engages in rendering motor 1623 vehicles immovable through the use of wheel-locking or similar devices 1624 and is hired by an [owner or lessee of private property] independent 1625 institution of higher education, as defined in subsection (a) of section 1626 <u>10a-173</u>, or a private secondary school to render unauthorized motor 1627 vehicles immovable on such [owner or lessee's] institution or school's 1628 private property shall, five business days prior to taking such action

| _ | sHB 7162 Amendment | | |
|------|--|--|--|
| 1629 | within a municipality, notify the chief of police of the local police | | |
| 1630 | department of such municipality of such activities. Such notification | | |
| 1631 | shall be in the form and manner directed by the chief of police. | | |
| 1632 | (b) Any person who violates any provision of this section shall, for a | | |
| 1633 | first offense, be deemed to have committed an infraction and be fined | | |
| 1634 | fifty dollars and, for each subsequent offense, shall be fined not less than | | |
| 1635 | fifty dollars and not more than one hundred dollars or imprisoned for | | |
| 1636 | not more than thirty days or be both fined and imprisoned. | | |
| 1637 | Sec. 22. Section 14-66b of the general statutes is repealed and the | | |
| 1638 | following is substituted in lieu thereof (<i>Effective October 1, 2025</i>): | | |
| 1639 | (a) Each owner of a wrecker registered pursuant to subsection (c) of | | |
| 1640 | section 14-66, as amended by this act, shall keep and maintain a record | | |
| 1641 | stating the following information: (1) The registration number of each | | |
| 1642 | motor vehicle towed or transported and the registration number of each | | |
| 1643 | wrecker used to tow or transport such motor vehicle; (2) the date and | | |
| 1644 | time the tow commenced and was completed; (3) the location from | | |
| 1645 | which the disabled motor vehicle was towed and the destination of such | | |
| 1646 | tow; (4) the mileage of the wrecker at the commencement and | | |
| 1647 | completion of the tow; (5) the charge for tow service and any other | | |
| 1648 | charges incurred for services related to such tow; (6) the name and | | |
| 1649 | address of the person requesting tow service; (7) the written | | |
| 1650 | authorization form, as described in subsection (b) of section 14-145, as | | |
| 1651 | amended by this act, for each motor vehicle towed or transported; (8) | | |
| 1652 | photographs of the motor vehicle taken pursuant to subsection (d) of | | |
| 1653 | section 14-145, as amended by this act; and [(7)] (9) any other | | |
| 1654 | information the commissioner deems necessary [,] and specified in | | |
| 1655 | regulations adopted in accordance with the provisions of chapter 54. | | |
| 1656 | Such records shall be retained at the place of business of the wrecker | | |
| 1657 | service for a period of [two] three years and shall be available for | | |
| 1658 | inspection during regular business hours by any law enforcement | | |
| 1659 | officer or inspector designated by the Commissioner of Motor Vehicles. | | |

1660 (b) Each owner of a wrecker shall also keep and maintain copies of

any written contracts with owners or lessees of property authorizing the
towing or removal of motor vehicles from the property of such owner
or lessee, or with lending institutions repossessing any motor vehicles,
as provided in section 14-145, as amended by this act, and such contracts
shall be available for inspection by motor vehicle owners, agents of the
owners, or lending institutions, upon request.

1667 (c) The Commissioner of Motor Vehicles may permit any licensed 1668 motor vehicle dealer or repairer who operates a wrecker service to 1669 maintain, in an electronic format prescribed by the commissioner, all 1670 records, photographs, documents and forms required by the 1671 Department of Motor Vehicles. Such records, photographs, documents 1672 and forms shall be produced in written format, upon request by the 1673 department, during the licensee's business hours on the same day of 1674 such request.

1675 (d) Any person who violates any provision of this section shall be 1676 deemed to have committed an infraction.

1677 Sec. 23. Section 14-51a of the general statutes is repealed and the 1678 following is substituted in lieu thereof (*Effective October 1, 2025*):

1679 The commissioner may, after notice and hearing, impose a civil 1680 penalty of not more than [one] <u>five</u> thousand dollars on any person, firm 1681 or corporation who violates any provision of sections 14-54 to 14-67a, 1682 inclusive, or of not more than two thousand dollars on any person, firm 1683 or corporation who violates section 14-52.

1684 Sec. 24. Section 14-64 of the general statutes is repealed and the 1685 following is substituted in lieu thereof (*Effective October 1, 2025*):

1686 The commissioner may suspend or revoke the license or licenses of 1687 any licensee or impose a civil penalty of not more than [one] <u>five</u> 1688 thousand dollars for each violation on any licensee or both, when, after 1689 notice and hearing, the commissioner finds that the licensee (1) has 1690 violated any provision of any statute or regulation of any state or any 1691 federal statute or regulation pertaining to its business as a licensee or 1692 has failed to comply with the terms of a final decision and order of any 1693 state department or federal agency concerning any such provision; [or] 1694 (2) has failed to maintain such records of transactions concerning the 1695 purchase, sale or repair of motor vehicles or major component parts, as 1696 required by such regulations as shall be adopted by the commissioner, 1697 for a period of two years after such purchase, sale or repairs, provided 1698 the records shall include the vehicle identification number and the name 1699 and address of the person from whom each vehicle or part was 1700 purchased and to whom each vehicle or part was sold, if a sale occurred; 1701 [or] (3) has failed to allow inspection of such records by the 1702 commissioner or the commissioner's representative during normal 1703 business hours, provided written notice stating the purpose of the 1704 inspection is furnished to the licensee, or has failed to allow inspection 1705 of such records by any representative of the Division of State Police 1706 within the Department of Emergency Services and Public Protection or 1707 any organized local police department, which inspection may include 1708 examination of the premises to determine the accuracy of such records; 1709 [or] (4) has made a false statement as to the condition, prior ownership 1710 or prior use of any motor vehicle sold, exchanged, transferred, offered 1711 for sale or repaired if the licensee knew or should have known that such 1712 statement was false; [or] (5) is not qualified to conduct the licensed 1713 business, applying the standards of section 14-51 and the applicable 1714 regulations; [or] (6) has violated any provision of sections 42-221 to 42-1715 226, inclusive; [or] (7) has failed to fully execute or provide the buyer 1716 with (A) an order as described in section 14-62, (B) the properly assigned 1717 certificate of title, or (C) a temporary transfer or new issue of 1718 registration; [or] (8) has failed to deliver a motor vehicle free and clear 1719 of all liens, unless written notification is given to the buyer stating such 1720 motor vehicle shall be purchased subject to a lien; [or] (9) has violated 1721 any provision of sections 14-65f to 14-65j, inclusive, and section 14-65l; 1722 [or] (10) has used registration number plates issued by the 1723 commissioner, in violation of the provisions and standards set forth in 1724 sections 14-59 and 14-60 and the applicable regulations; [or] (11) has 1725 failed to secure or to account for or surrender to the commissioner on 1726 demand official registration plates or any other official materials in its

| 1727 | custody; or (12) has been convicted, or if the licensee is a firm or | | |
|------|---|--|--|
| 1728 | corporation, an officer or major stockholder has been convicted, of a | | |
| 1729 | violation of any provision of laws pertaining to the business of a motor | | |
| 1730 | vehicle dealer or repairer including a motor vehicle recycler, or of any | | |
| 1731 | violation involving fraud, larceny or deprivation or misappropriation of | | |
| 1732 | property, in the courts of the United States or of any state, or has failed | | |
| 1733 | to make full disclosure of any such conviction. In addition to, or in lieu | | |
| 1734 | of, the imposition of any other penalties authorized by this section, the | | |
| 1735 | commissioner may order any such licensee to make restitution to any | | |
| 1736 | aggrieved customer. | | |
| | | | |
| 1737 | Sec. 25. Section 14-1 of the general statutes is amended by adding | | |
| 1738 | subdivision (111) as follows (<i>Effective October 1, 2025</i>): | | |
| 1739 | (NEW) (111) "Wrecker service" means any person, firm or | | |
| 1740 | corporation engaged in the business of operating a wrecker for the | | |
| 1741 | purpose of towing or transporting a motor vehicle. | | |
| 1742 | Sec. 26. (Effective July 1, 2025) The Police-Ordered Towing Council | | |
| 1743 | shall make recommendations regarding (1) limiting the period of time a | | |
| 1744 | person may file a complaint with the Department of Motor Vehicles | | |
| 1745 | concerning the provision of nonconsensual towing or transporting, | | |
| 1746 | recovery or storage of a motor vehicle pursuant to section 14-63 of the | | |
| 1747 | general statutes, as amended by this act, and (2) ensuring a wrecker | | |
| 1748 | service may charge for the use of equipment and labor specifically | | |
| 1749 | requested by a police officer, traffic authority or fire official and | | |
| 1750 | rendered during the provision of a police-ordered tow, as defined in | | |
| 1751 | section 8 of this act, including ways to document the towing services | | |
| 1752 | requested and rendered and to resolve disputes related to such charges. | | |
| 1753 | On February 1, 2026, the council shall submit such recommendations to | | |
| 1754 | the joint standing committee of the General Assembly having | | |
| 1755 | cognizance of matters relating to transportation. | | |
| | 0 | | |

Sec. 27. Section 14-145b of the general statutes is repealed. (*Effective*October 1, 2025)"

| This act shall take effect as follows and shall amend the following sections: | | | | |
|---|-----------------|------------------|--|--|
| 500115. | | | | |
| Section 1 | October 1, 2025 | 14-145 | | |
| Sec. 2 | October 1, 2025 | 14-145a | | |
| Sec. 3 | October 1, 2025 | New section | | |
| Sec. 4 | from passage | New section | | |
| Sec. 5 | from passage | New section | | |
| Sec. 6 | October 1, 2025 | 14-66 | | |
| Sec. 7 | July 1, 2025 | New section | | |
| Sec. 8 | October 1, 2025 | New section | | |
| Sec. 9 | July 1, 2025 | New section | | |
| Sec. 10 | July 1, 2025 | New section | | |
| Sec. 11 | October 1, 2025 | 14-63 | | |
| Sec. 12 | October 1, 2025 | 14-66a | | |
| Sec. 13 | October 1, 2025 | 14-150 | | |
| Sec. 14 | October 1, 2025 | New section | | |
| Sec. 15 | from passage | New section | | |
| Sec. 16 | October 1, 2025 | New section | | |
| Sec. 17 | October 1, 2025 | 29-23a | | |
| Sec. 18 | October 1, 2025 | New section | | |
| Sec. 19 | October 1, 2025 | 14-66c(b) | | |
| Sec. 20 | October 1, 2025 | 14-145c | | |
| Sec. 21 | October 1, 2025 | 14-145d | | |
| Sec. 22 | October 1, 2025 | 14-66b | | |
| Sec. 23 | October 1, 2025 | 14-51a | | |
| Sec. 24 | October 1, 2025 | 14-64 | | |
| Sec. 25 | October 1, 2025 | 14-1(111) | | |
| Sec. 26 | July 1, 2025 | New section | | |
| Sec. 27 | October 1, 2025 | Repealer section | | |