

Sec. 14-44-5. Evidence of meeting qualifications

(a) Each driver who applies for an endorsement to transport passengers, including passengers who are students, shall be required to complete and execute, under penalty of false statement as provided in section 53a-157b of the Connecticut General Statutes, a written application in such form or manner as the commissioner directs, containing an attestation by the driver that he or she meets the standards set forth in section 14-44-4 of the Regulations of Connecticut State Agencies, and such additional information concerning the applicant as the commissioner may require. Each driver who applies for a renewal of such an endorsement to his or her license shall be required to attest, in such form and manner as the commissioner directs, that he or she continues to meet the standards of the above-referenced section.

(b) In reviewing any original application or renewal as submitted by a driver, the commissioner or his designee may review the driver's official driving history record, as maintained by the Department of Motor Vehicles, and the official records of any state or federal criminal justice agency, as pertain to such driver. The contents of any such official record, duly transmitted and certified, shall be presumed to be complete and accurate, unless evidence to the contrary is presented. Each original application shall be supported by the applicant's fingerprints, in such format and media as the commissioner directs. All original applicants for an endorsement to transport passengers, including passengers who are students, shall be required to undergo a fingerprint based Federal Bureau of Investigation (FBI) criminal record check, in addition to the State Police Bureau of Identification criminal record check required for all applicants, and the commissioner may decline to issue any endorsement until the necessary checks are completed and an evaluation of their contents is made.

(c) Notwithstanding any other provision of this section, or of section 14-44-6 of the Regulations of Connecticut State Agencies, the commissioner shall deny any original application or application for renewal that is found to contain false, or substantially inaccurate or incomplete information, including, but not limited to, a failure to disclose on the application any matter pertaining to a criminal arrest or conviction.

(d) In performing a criminal record check in accordance with the requirements of section 14-44 of the Connecticut General Statutes and subsection (b) of this section, the commissioner or his designee shall make inquiries, based on sufficient personal identification information provided by the applicant, to the electronic systems maintained by the State Police Bureau of Identification (SPBI), the National Criminal Information Center (NCIC), and the Federal Bureau of Investigation (FBI). In any case where the SPBI, NCIC or FBI check is positive and warrants a denial of the endorsement on the part of the commissioner, the applicant shall be notified promptly in writing. Such notice may include a summary withdrawal or suspension of the endorsement, as necessary and in accordance with the standards of section 4-182 of the Connecticut General Statutes.

(Adopted effective September 8, 2003; Amended July 19, 2005; Amended July 8, 2008)