

H.428

Introduced by Representatives Morrissey of Bennington, Adams of Hartland,
Ainsworth of Royalton, Audette of South Burlington, Baker of
West Rutland, Brennan of Colchester, Canfield of Fair Haven,
Clark of Vergennes, Devereux of Mount Holly, Flory of
Pittsford, Howrigan of Fairfield, Hubert of Milton, Johnson of
Canaan, Krawczyk of Bennington, Larocque of Barnet,
Lawrence of Lyndon, Marcotte of Coventry, McAllister of
Highgate, McFaun of Barre Town, McNeil of Rutland Town,
O'Donnell of Vernon, Peaslee of Guildhall and Savage of
Swanton

Referred to Committee on

Date:

Subject: Motor vehicles; license suspension; one-year suspension; insurance;
failure to maintain; fatalities; serious bodily injury

Statement of purpose: This bill proposes to provide for a one-year driver
license suspension for failure to maintain motor vehicle insurance with a
fatality or serious bodily injury occurring.

An act relating to motor vehicle driver license suspension for failure to have
motor vehicle insurance

1 It is hereby enacted by the General Assembly of the State of Vermont:

2 Sec. 1. 23 V.S.A. § 800(b) is amended to read:

3 (b) A person who violates this section shall be assessed a civil penalty of
4 not more than \$100.00, ~~and such~~ and have his or her license to operate
5 suspended for one year if a fatality occurs, or if there is serious bodily injury as
6 defined in 13 V.S.A. § 1021. The violation shall be a traffic violation within
7 the meaning of chapter ~~24~~ 29 of ~~this title~~ Title 4.

8 Sec. 2. 23 V.S.A. § 2506 is amended to read:

9 § 2506. PROCEDURE

10 When a sufficient number of points ~~have~~ has been acquired, the
11 commissioner shall suspend the license of an operator or the privilege of an
12 unlicensed person, or nonresident to operate a motor vehicle, upon not less
13 than 10 days' notice, and upon hearing, if requested for verification of the
14 conviction records. The suspension shall be for 10 days for an accumulation of
15 10 points, 30 days for 15 points, 90 days for 20 points, and for a period
16 increasing by 30 days for each additional ~~5~~ five points; except the suspension
17 period for a conviction for a first offense of sections 674, 1091, 1094, 1128,
18 and 1133 of this title shall be 30 days; for a second conviction, 90 days; and
19 for a third or subsequent conviction, six months; or the suspension period
20 under the point values, whichever is greater. If a fatality or serious bodily
21 injury as defined in 13 V.S.A. § 1021 occurs, the suspension shall be for a

- 1 period of one year in addition to the suspension under the point values. For
- 2 purposes of this section, a month shall be considered as 30 days₂ and one year
- 3 shall equal 365 days.