

Proposed amendment to H.577

Propose that Committee strike all of H.577 as introduced and replace it with the following:

Section 1

21 VSA § 707. Registration and fees is amended to read:

(a) A passenger tramway shall not be operated in this state unless the operator thereof has been registered by the department. On or before the 1st day of November in each year every operator of a passenger tramway shall apply to the department on forms prepared by it for registration hereunder. The application shall contain such information as the department may require and shall be accompanied by a registration fee, according to the formula stated in this section, unless an alternate payment plan is approved by the Commissioner pursuant to subsection (f) of this section. The department shall assess total registration fees in the sum of the amount approved in the appropriations process for the program for that fiscal year, adjusted by any balance in the passenger tramway special fund from the prior fiscal year.

(f) Fee-due-state payment plans. The Commissioner has discretion to authorize a tramway operator to pay of some or all of the fee-due state after November 1 upon a showing of financial need. The authorization shall be in writing, and set a date or dates for payment, provided that the total amount of the fee-due-state shall be paid no later than January 15. Failure to pay on November 1 or pursuant to an authorized plan may subject the operator to the penalties established in §712 of this title.

Section 2.

31 V.S.A. § 712 is amended to read:

§ 712. PENALTIES

(a) Operating without ~~registration~~ passing inspection. Any operator who operates a passenger tramway without ~~being registered~~ first passing the annual inspection by the ~~department~~ Department shall be fined not more than ~~\$50.00~~ \$1,000.00 for each day of operation.

(b) Operating without paying fee-due-state. Any operator who operates a passenger tramway without paying the fee-due-state as provided in 31 VSA §707 shall be fined not more than \$50.00 for each day of operation.

~~(b)~~(c) After suspension. Any person who operates a passenger tramway after being ordered to cease operations shall be fined not more than ~~\$100.00~~ \$5,000.00 for each day of illegal operation.