

1 TO THE HONORABLE SENATE:

2 The Committee on Transportation to which was referred Senate Bill
3 No. 314 entitled “An act relating to miscellaneous amendments to laws related
4 to motor vehicles” respectfully reports that it has considered the same and
5 recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 * * * Nondriver Identification Cards * * *

8 Sec. 1. 23 V.S.A. § 115 is amended to read:

9 § 115. NONDRIVER IDENTIFICATION CARDS

10 (a) Any Vermont resident may make application to the Commissioner and
11 be issued an identification card which is attested by the Commissioner as to
12 true name, correct age, residential address unless the listing of another address
13 is requested by the applicant or is otherwise authorized by law, and any other
14 identifying data as the Commissioner may require which shall include, in the
15 case of minor applicants, the written consent of the applicant’s parent,
16 guardian, or other person standing in loco parentis. Every application for an
17 identification card shall be signed by the applicant and shall contain such
18 evidence of age and identity as the Commissioner may require, consistent with
19 subsection (l) of this section. New and renewal application forms shall include
20 a space for the applicant to request that a “veteran” designation be placed on
21 his or her identification card. If a veteran, as defined in 38 U.S.C. § 101(2),

1 requests a veteran designation and provides a Department of Defense
2 Form 214 or other proof of veteran status specified by the Commissioner, and
3 the Office of Veterans Affairs confirms his or her status as an honorably
4 discharged veteran or a veteran discharged under honorable conditions, the
5 identification card shall include the term “veteran” on its face. The
6 Commissioner shall require payment of a fee of \$20.00 at the time application
7 for an identification card is made, except that an initial nondriver identification
8 card shall be issued at no charge to a person who surrenders his or her license
9 in connection with a suspension or revocation under subsection 636(b) of this
10 title due to a physical or mental condition.

11 (b) ~~Except as provided in subsection (1) of this section, every~~ Every
12 identification card shall expire, unless earlier canceled, on the fourth birthday
13 of the applicant following the date of original issue, and may be renewed every
14 four years upon payment of a \$20.00 fee. At least 30 days before an
15 identification card will expire, the Commissioner shall mail first class to the
16 cardholder an application to renew the identification card.

17 * * *

18 (1)(1) The Commissioner shall issue identification cards to Vermont
19 residents who are not U.S. citizens but are able to establish lawful presence in
20 the United States if an applicant follows the procedures and furnishes
21 documents as required under subsection 603(d) of this title and any policies or

1 rules adopted thereunder, and otherwise satisfies the requirements of this
2 section. The identification cards shall expire consistent with subsection 603(d)
3 of this title.

4 * * *

5 (4) A non-REAL ID compliant identification card issued under
6 subdivision (2) or (3) of this subsection shall:

7 ~~(A) bear on its face text indicating that it is not valid for federal~~
8 ~~identification or official purposes; and~~

9 ~~(B) expire at midnight on the eve of the second birthday of the~~
10 ~~applicant following the date of issuance.~~

11 * * * Vehicles Eligible to Display Vanity Plates * * *

12 Sec. 2. 23 V.S.A. § 304(b) is amended to read:

13 (b) The authority to issue vanity motor vehicle number plates or special
14 number plates for safety organizations and service organizations shall reside
15 with the Commissioner. Determination of compliance with the criteria
16 contained in this section shall be within the discretion of the Commissioner.
17 Series of number plates for safety and service organizations which are
18 authorized by the Commissioner shall be issued in order of approval, subject to
19 the operating considerations in the Department as determined by the
20 Commissioner. The Commissioner shall issue vanity and special organization
21 number plates in the following manner:

1 void one year from the first day of the month following the month of issue.

2 The fees for annual special excess weight permits issued to these vehicles
3 pursuant to section 1392 of this title shall be prorated so as to coincide with
4 registration expiration dates.

5 (b) The Commissioner ~~of Motor Vehicles~~ shall issue a registration
6 certificate, validation sticker, and number plates for each motor vehicle owned
7 by the State, that shall be valid for a period of five years. Such motor vehicle
8 shall be considered as properly registered while the plates so issued are
9 attached thereto. The Commissioner may replace such number plates when in
10 his or her discretion their condition requires.

11 (c) ~~The Commissioner may issue number plates to be used for a period of~~
12 ~~two or more years. One validating sticker shall be issued by the Department of~~
13 ~~Motor Vehicles upon payment of the registration fee for the second and each~~
14 ~~succeeding year the plate is used.~~ Except as otherwise provided in subsection
15 (d) of this section, no plate is valid for ~~the second and~~ succeeding years unless
16 the sticker is affixed to the rear plate in the manner prescribed by the
17 Commissioner in section 511 of this title.

18 (d) When a registration for a motor vehicle, snowmobile, motorboat, or
19 all-terrain vehicle is processed electronically, a receipt shall be available
20 electronically and for printing. ~~The~~ An electronic or printed receipt shall serve
21 as a temporary registration. ~~To be valid, the temporary registration shall be in~~

1 ~~the possession of the operator at all times, and it shall expire~~ for ten days after
2 the date of the transaction. An electronic receipt may be shown to an
3 enforcement officer using a portable electronic device. Use of a portable
4 electronic device to display the receipt does not in itself constitute consent for
5 an officer to access other contents of the device.

6 Sec. 4. 23 V.S.A. § 511 is amended to read:

7 § 511. MANNER OF DISPLAY

8 (a) A motor vehicle operated on any highway shall have displayed in a
9 conspicuous place either one or two number plates as the ~~commissioner of~~
10 ~~motor vehicles~~ Commissioner may require. Such number plates shall be
11 furnished by the ~~commissioner of motor vehicles, showing~~ Commissioner and
12 shall show the number assigned to such vehicle by the ~~commissioner~~
13 Commissioner. If only one number plate is furnished, the same shall be
14 securely attached to the rear of the vehicle. If two are furnished, one shall be
15 securely attached to the rear and one to the front of the vehicle. The number
16 plates shall be kept entirely unobscured, and the numerals and the letters
17 thereon shall be plainly legible at all times. They shall be kept horizontal, shall
18 be so fastened as not to swing, excepting however, there may be installed on a
19 motor truck or truck tractor a device which would, upon contact with a
20 substantial object, permit the rear number plate to swing toward the front of the
21 vehicle, provided such device automatically returns the number plate to its

1 original rigid position after contact is released, and the ground clearance of the
2 lower edges thereof shall be established by the ~~commissioner~~ Commissioner
3 pursuant to the provisions of 3 V.S.A. chapter 25 ~~of Title 3~~.

4 (b) Validation stickers shall be unobstructed and affixed in the lower right
5 corner of the rear number plate.

6 (c) A person shall not operate a motor vehicle unless number plates and a
7 validation sticker are displayed as provided in this section.

8 * * * Reciprocal Recognition of Learner's Permits * * *

9 Sec. 5. 23 V.S.A. § 411 is amended to read:

10 § 411. RECIPROCAL PROVISIONS

11 As determined by the ~~commissioner of motor vehicles~~ Commissioner, a
12 motor vehicle owned by a nonresident, shall be considered as registered and a
13 nonresident operator shall be considered as licensed or permitted in this ~~state~~,
14 State if the nonresident owner or operator has complied with the laws of the
15 foreign country or state of his or her residence relative to the registration of
16 motor vehicles and the granting of operators' licenses or learner's permits.

17 Any exemptions provided in this section shall, however, be operative as to an
18 owner or operator of a motor vehicle only to the extent that under the laws of
19 the foreign country or state of his residence like exemptions and privileges are
20 granted to operators duly licensed or permitted and to owners of motor
21 vehicles duly registered under the laws of this ~~state~~ State. If the owner or

1 operator is a resident of a country not adjoining the United States, such
2 exemptions shall be operative for a period of 30 days for vacation purposes,
3 notwithstanding that such country does not grant like privileges to residents of
4 this ~~state~~ State. Such exemptions shall not be operative as to the owner of a
5 motor truck used for the transportation of property for hire or profit between
6 points within the ~~state~~ State or to the owner of any motor vehicle carrying an
7 auxiliary fuel tank or tanks providing an additional supply of motor fuel over
8 and above that provided in the standard equipment of such vehicle.

9 Sec. 6. 23 V.S.A. § 615 is amended to read:

10 § 615. UNLICENSED OPERATORS

11 (a)(1) An unlicensed person 15 years of age or older may operate a motor
12 vehicle if he or she possesses a valid learner's permit issued to him or her by
13 the Commissioner, or by another jurisdiction in accordance with section 411 of
14 this title, and if his or her licensed parent or guardian, licensed or certified
15 driver education instructor, or licensed person at least 25 years of age rides
16 beside him or her. Nothing in this section shall be construed to permit a person
17 against whom a revocation or suspension of license is in force, or a person ~~less~~
18 younger than 15 years of age, or a person who has been refused a license by
19 the Commissioner to operate a motor vehicle.

1 more than \$50.00, and his or her license shall be recalled for a period of 90
2 days. The provisions of this subsection may be enforced only if a law
3 enforcement officer has detained the operator for a suspected violation of
4 another traffic offense.

5 (d) A nonresident under age 18 who is privileged to operate on Vermont
6 highways under section 411 of this title shall be subject to the restrictions of
7 subsections (b) and (c) of this section.

8 * * * Driving Privilege Cards; Expiration * * *

9 Sec. 7. 23 V.S.A. § 603(h) is amended to read:

10 (h) A privilege card issued under this section shall:

11 * * *

12 (2) expire at midnight on the eve of the second birthday of the applicant
13 following the date of issuance or, at the option of an applicant for an operator's
14 privilege card and upon payment of the required four-year fee, at midnight on
15 the eve of the fourth birthday of the applicant following the date of issuance.

16 Sec. 8. 23 V.S.A. § 608 is amended to read:

17 § 608. FEES

18 (a) The four-year fee required to be paid the Commissioner for licensing an
19 operator of motor vehicles or for issuing an operator's privilege card shall be
20 \$48.00. The two-year fee required to be paid the Commissioner for licensing
21 an operator or for issuing an operator's privilege card shall be \$30.00 and the

1 two-year fee for licensing a junior operator or for issuing a junior operator's
2 privilege card shall be \$30.00.

3 * * * Driver's Training School Licensees * * *

4 Sec. 9. 23 V.S.A. § 704 is amended to read:

5 § 704. QUALIFICATIONS FOR TRAINING SCHOOL LICENSE

6 ~~Each applicant in order to~~ To qualify for a driver's training school license,
7 each applicant shall ~~meet the following requirements:~~

8 * * *

9 (3) ~~provide evidence that he or she maintains~~ maintain bodily injury and
10 property damage liability insurance on each motor vehicle being used in driver
11 training, insuring the liability of the driver training school and the operator of
12 each motor vehicle for each instructor and of any person while using any such
13 motor vehicle with the permission of the named insured in at least the
14 following amount: \$300,000.00 for bodily injury or death of one person in any
15 one accident and, subject to said limit for one person, \$500,000.00 for bodily
16 injury or death of two or more persons in any one accident, and \$100,000.00
17 for damage to property of others in any one accident. ~~Evidence of such~~
18 ~~insurance coverage shall be in the form of a certificate from an insurance~~
19 ~~company authorized to do business in this state filed with the commissioner~~
20 ~~setting forth the amount of coverage and providing that the policy of insurance~~

1 ~~shall be noncancelable except after 15 days' written notice to the~~
2 ~~commissioner;~~

3 * * *

4 * * * Definition of Business Day or Working Day * * *

5 Sec. 9a. 23 V.S.A. § 4 is amended to read:

6 § 4. DEFINITIONS

7 Except as may be otherwise provided herein, and unless the context
8 otherwise requires in statutes relating to motor vehicles and enforcement of the
9 law regulating vehicles, as provided in this title and 20 V.S.A. part 5, the
10 following definitions shall apply:

11 * * *

12 (83) "Business day" or "working day" means any calendar day except
13 Saturday, Sunday, or any day classified as a holiday under 1 V.S.A. § 371.

14 * * * Proof of Financial Responsibility * * *

15 Sec. 10. 23 V.S.A. § 800 is amended to read:

16 § 800. MAINTENANCE OF FINANCIAL RESPONSIBILITY

17 (a) No owner of a motor vehicle required to be registered, or operator
18 required to be licensed or issued a learner's permit, shall operate or permit the
19 operation of the vehicle upon the highways of the State without having in
20 effect an automobile liability policy or bond in the amounts of at least
21 \$25,000.00 for one person and \$50,000.00 for two or more persons killed or

1 injured and \$10,000.00 for damages to property in any one ~~accident~~ crash. In
2 lieu thereof, evidence of self-insurance in the amount of \$115,000.00 must be
3 filed with the Commissioner of Motor Vehicles, and shall be maintained and
4 evidenced in a form prescribed by the Commissioner. The Commissioner may
5 require that evidence of financial responsibility be produced before motor
6 vehicle inspections are performed pursuant to the requirements of section 1222
7 of this title.

8 (b) A person who violates subsection (a) of this section shall be assessed a
9 civil penalty of not more than \$500.00, and such violation shall be a traffic
10 violation within the meaning of chapter 24 of this title.

11 (c) Every operator of a vehicle required to be registered shall have proof of
12 financial responsibility as required by subsection (a) of this section when
13 operating such vehicle on the highways of this State. A person may prove
14 financial responsibility using a portable electronic device; however, use of a
15 device for this purpose does not in itself constitute consent for an enforcement
16 officer to access other contents of the device. An operator cited for violating
17 this subsection shall not be convicted if he or she sends or produces to the
18 issuing enforcement agency within five business days of the traffic stop proof
19 of financial responsibility that was in effect at the time of the traffic stop.

20 (d) A person who violates subsection (c) of this section shall be subject to a
21 fine of not more than \$100.00.

1 * * * Possession of License Certificate; Grace Period * * *

2 Sec. 11. 23 V.S.A. § 611 is amended to read:

3 § 611. POSSESSION OF LICENSE CERTIFICATE

4 Every licensee shall have his or her operator's license certificate in his or
5 her immediate possession at all times when operating a motor vehicle.

6 However, ~~no~~ a person charged cited with violating this section or section 610
7 of this title shall not be convicted if he or she sends a copy of or produces in
8 court or to the enforcement officer to the issuing enforcement agency within
9 five business days of the traffic stop an operator's license certificate
10 ~~theretofore issued to him or her which, at the time of his or her citation, that~~
11 was valid or had expired within ~~the prior~~ 14 days prior to the traffic stop.

12 * * * Out-of-State Fuel User's License; Repeal * * *

13 Sec. 12. 23 V.S.A. § 415 is amended to read:

14 § 415. NONDIESEL FUEL USER'S LICENSE

15 * * *

16 (c) ~~In addition to any other provision of law relating to registration of~~
17 ~~motor vehicles, or fees paid for registration, a person owning or operating upon~~
18 ~~the highways of this state a motor truck with a gross weight of 18,000 pounds~~
19 ~~or over, powered by gasoline or other nondiesel fuel and not base registered in~~
20 ~~this state, shall apply to the commissioner for a nondiesel fuel user's license~~
21 ~~for each motor truck to be so operated. Application shall be made upon a form~~

1 ~~prescribed by the commissioner and shall set forth such information as he or~~
2 ~~she may require. The application shall be accompanied by a license fee of~~
3 ~~\$6.50 for each motor truck listed in the application, the fee being for the~~
4 ~~purpose of paying the cost of issuing the license, cab card and sticker. The~~
5 ~~commissioner shall issue a license, cab card and identification tag, plate, or~~
6 ~~sticker for each motor truck, which tag, plate or sticker shall be of the size and~~
7 ~~design and contain such information as the commissioner shall prescribe.~~
8 ~~Except as otherwise provided, any license, cab card and tag, plate or sticker~~
9 ~~shall become void on January 1 next following the date of issue or, when~~
10 ~~determined by the commissioner, 12 months from the first day of the month of~~
11 ~~issue. Licenses and cab cards shall be carried in the motor truck and the tag,~~
12 ~~plate or sticker shall be affixed to the motor truck and at all times be visible~~
13 ~~and legible. For emergency purposes, the commissioner may by telegram,~~
14 ~~identifying the motor truck, authorize its operation without the attachment of a~~
15 ~~tag, plate or sticker for a period not to exceed 21 days from the date of issue of~~
16 ~~the license. The telegram must be kept with the truck while being so operated.~~
17 ~~This section shall not apply to motor trucks owned by federal, state, provincial,~~
18 ~~or municipal governments. [Repealed.]~~

19 * * *

1 Sec. 13. 23 V.S.A. § 3007 is amended to read:

2 § 3007. DIESEL FUEL USER'S LICENSE

3 (a) In addition to any other provision of law relating to registration of
4 motor vehicles, or fees paid therefore, a person owning or operating upon the
5 highways of the state State a motor truck, ~~which~~ that is registered in the state,
6 ~~using~~ State and uses fuel as defined in section 3002 of this title, shall, for each
7 motor truck to be so operated, apply to the ~~commissioner~~ Commissioner for a
8 diesel fuel user license, which shall be renewed at the time of renewal of the
9 truck's registration. Application shall be made upon a form prescribed by ~~such~~
10 ~~commissioner~~ the Commissioner and shall set forth such information as the
11 ~~commissioner~~ Commissioner may require. Applications filed at the time of the
12 initial registration or renewal of a registration shall be accompanied by a \$6.50
13 annual license fee for each motor truck listed in the application, except that no
14 fee shall be required for motor trucks with a gross weight of less than 26,001
15 pounds.

16 (b) ~~In addition to any other provisions of law relating to registration of~~
17 ~~motor vehicles, or fees paid for registration, a person owning or operating upon~~
18 ~~the highways of the state a motor truck which is not base registered in this~~
19 ~~state, using fuel as defined in section 3002 of this title shall for each such~~
20 ~~motor truck apply to the commissioner for a diesel fuel user license.~~
21 ~~Application shall be made upon a form prescribed by the commissioner and~~

1 shall set forth such information as the commissioner may require. Except for
2 motor trucks with a gross weight of less than 26,001 pounds, and vehicles
3 licensed under section 415 of this title, the application for issuance of initial
4 and renewal licenses shall be accompanied by a \$6.50 license fee for each
5 motor truck listed in the application, the fee being for the cost of the license,
6 cab card and tag, plate or sticker. The commissioner shall issue a license, cab
7 card and an identification tag, plate or sticker for each motor truck which tag,
8 plate or sticker shall be of the size and design and contain such information as
9 the commissioner shall prescribe. Except as otherwise provided any license,
10 cab card and tag, plate or sticker shall become void on each January 1
11 thereafter or, when determined by the commissioner, 12 months from the first
12 day of the month of issue. Licenses and cab cards shall be carried in the motor
13 vehicle and the tag, plate or sticker shall be affixed to the motor vehicle and at
14 all times be visible and legible. [Repealed.]

15 (c) This section shall not apply to users' vehicles exempt from reporting
16 requirements under section 3014 of this title or to users' vehicles exempt from
17 taxation under ~~subdivisions~~ subdivision 3003(d)(3) and (5)(1)(C) of this title,
18 or to users' vehicles that are being operated under the provisions of ~~sections~~
19 section 463 or 516 of this title.

1 stating that Vermont does not object to that jurisdiction issuing a license,
2 provided that the person is authorized only to operate vehicles equipped with
3 an ignition interlock device and is required to complete any alcohol
4 rehabilitation or treatment requirements of the licensing jurisdiction.

5 * * * Single Trip Permits * * *

6 Sec. 15. 23 V.S.A. § 1400 is amended to read:

7 § 1400. PERMIT TO OPERATE IN EXCESS OF WEIGHT AND SIZE
8 LIMITS; STATE HIGHWAYS

9 (a) A person or corporation owning or operating a traction engine, tractor,
10 trailer, motor truck, or other motor vehicle that desires to operate it over ~~state~~
11 State highways or class 1 town highways in excess of the weight and size
12 limits provided by this subchapter shall ~~make application for such a permit to~~
13 ~~the commissioner of motor vehicles~~ apply to the Commissioner for a permit.
14 In his or her discretion, with or without hearing, the ~~commissioner~~
15 Commissioner may issue to the person or corporation a permit authorizing the
16 person to operate the traction engine, tractor, trailer, motor truck, or other
17 motor vehicle upon ~~state~~ State highways and class 1 town highways as he or
18 she may designate and containing the regulation subject to which the traction
19 engine, tractor, trailer, motor truck, or other motor vehicle is to be operated.
20 The permit shall not be granted until satisfactory proof is furnished to the
21 ~~commissioner~~ Commissioner that the traction engine, tractor, trailer, motor

1 truck, or other motor vehicle has been registered and the prescribed fee paid
2 for a gross weight equal to a maximum legal load limit for its class. No
3 additional registration fee shall be payable to authorize the use of the traction
4 engine, tractor, trailer, motor truck, or other motor vehicle in accordance with
5 the terms of the permit. The approval may be ~~given for a limited or unlimited~~
6 ~~length of time, may be~~ withdrawn for cause, and may be withdrawn without
7 cause any time after March 31 next following the date of issuance. When
8 approval is withdrawn for cause or on March 31, the ~~commissioner of motor~~
9 ~~vehicles~~ Commissioner shall forthwith revoke the permit; when approval is
10 withdrawn otherwise he or she shall revoke the permit within one month.

11 * * *

12 Sec. 16. 23 V.S.A. § 1402 is amended to read:

13 § 1402. OVERWEIGHT, WIDTH, HEIGHT, AND LENGTH PERMITS;

14 FEES

15 (a) Overweight, overwidth, indivisible overlength, and overheight permits.

16 Overweight, overwidth, indivisible overlength, and overheight permits shall be
17 signed by the Commissioner or by his or her agent and a copy shall be kept in
18 the Office of the Commissioner or in a location approved by the
19 Commissioner. Except as provided in subsection (c) of this section, a copy
20 shall also be available in the towing vehicle and must be available for
21 inspection on demand of a law enforcement officer. Before operating a

1 traction engine, tractor, trailer, motor truck, or other motor vehicle, the person
2 to whom a permit to operate in excess of the weight, width, indivisible
3 overlength, and height limits established by this title is granted shall pay a fee
4 of \$35.00 for each single trip permit or \$100.00 for a blanket permit, except
5 that the fee for a fleet blanket permit shall be \$100.00 for the first unit and
6 \$5.00 for each unit thereafter. At the option of a carrier, an annual permit for
7 the entire fleet, to operate over any approved route, may be obtained for
8 \$100.00 for the first tractor and \$5.00 for each additional tractor, up to a
9 maximum fee of \$1,000.00. The fee for a fleet permit shall be based on the
10 entire number of tractors owned by the applicant. An applicant for a fleet
11 permit may apply for any number of specific routes, each of which shall be
12 reviewed with regard to the characteristics of the route and the type of
13 equipment operated by the applicant. When the weight or size of the
14 vehicle-load are considered sufficiently excessive for the routing requested, the
15 Agency of Transportation shall, on request of the Commissioner, conduct an
16 engineering inspection of the vehicle-load and route, for which a fee of
17 \$300.00 will be added to the cost of the permit if the load is a manufactured
18 home. For all other loads of any size or with gross weight limits less than
19 150,000 pounds, the fee shall be \$800.00 for any engineering inspection that
20 requires up to eight hours to conduct. If the inspection requires more than
21 eight hours to conduct, the fee shall be \$800.00 plus \$60.00 per hour for each

1 additional hour required. If the vehicle and load weigh 150,000 pounds or
2 more but not more than 200,000 pounds, the engineering inspection fee shall
3 be \$2,000.00. If the vehicle and load weigh more than 200,000 pounds but not
4 more than 250,000 pounds, the engineering inspection fee shall be \$5,000.00.
5 If the vehicle and load weigh more than 250,000 pounds, the engineering
6 inspection fee shall be \$10,000.00. The study must be completed prior to the
7 permit being issued. Prior to the issuance of a permit, an applicant whose
8 vehicle weighs 150,000 pounds or more, or is 15 or more feet in width or
9 height, shall file with the Commissioner a special certificate of insurance
10 showing minimum coverage of \$250,000.00 for death or injury to one person,
11 \$500,000.00 for death or injury to two or more persons, and \$250,000.00 for
12 property damage, all arising out of any one ~~accident~~ crash.

13 (b) Overlength permits. Except as provided in subsections 1432(c) and (e)
14 of this title, it shall be necessary to obtain an overlength permit as follows:

15 (1) For vehicles with a trailer or semitrailer longer than 75 feet
16 anywhere in the State on highways approved by the Agency of Transportation.
17 In such cases, the vehicle may be operated with a single trip overlength permit
18 issued by the Department of Motor Vehicles for a fee of \$25.00. If the vehicle
19 is 100 feet or more in length, the permit applicant shall file with the
20 Commissioner of Motor Vehicles, a special certificate of insurance showing
21 minimum coverage of \$250,000.00 for death or injury to one person,

1 \$500,000.00 for death or injury to two or more persons, and \$250,000.00 for
2 property damage, all arising out of any one ~~accident~~ crash.

3 (2) Notwithstanding the provisions of this section, the Agency of
4 Transportation may erect signs at those locations where it would be unsafe to
5 operate vehicles in excess of 68 feet in length.

6 * * *

7 ~~(d) Permit for shipment of mobile or manufactured homes. The~~
8 ~~Commissioner may from time to time designate a specific route as being~~
9 ~~pre-approved for the shipment of mobile or manufactured homes which are~~
10 ~~greater than 14 feet but not greater than 16 feet in overall width. Any person to~~
11 ~~whom a permit is issued under subsection (a) of this section, to transport a~~
12 ~~mobile or manufactured home which is greater than 14 feet but not greater than~~
13 ~~16 feet overall width, over routes that have been pre-approved shall pay in lieu~~
14 ~~of the fees established in that subsection, a single trip permit fee of \$40.00.~~

15 [Repealed.]

16 * * *

17 (f) A single trip permit issued under this section shall be valid for seven
18 business days.

1 Commissioner shall issue to the distributor a nonassignable license which shall
2 continue in force until surrendered or revoked.

3 (b) The amount of the surety bonds required shall be reviewed annually in
4 September. The minimum amount required shall be the sum of the highest two
5 months' payment during the preceding year or \$1,000.00, whichever is greater,
6 but in no case shall it exceed ~~\$400,000.00~~ \$700,000.00. For new licenses, the
7 bond amount shall be based on an estimate of the tax liability for a two-month
8 period.

9 (c) The amount of the bonds as established in accordance with subsection
10 (b) of this section shall be increased whenever the ~~commissioner~~
11 Commissioner deems it necessary to protect the revenues of the ~~state~~ State. In
12 addition, if payments and reports are delinquent for more than 10 days for
13 more than one reporting period in a calendar year, the bond amount shall be
14 increased to be the sum of the tax liability for the highest four months of the
15 year.

16 * * *

17 * * * Trails Maintenance Assessments * * *

18 Sec. 19. 23 V.S.A. § 3202 is amended to read:

19 § 3202. REGISTRATION AND TMA DECAL REQUIRED; EXCEPTIONS

20 (a) Registration and decal required. A person shall not operate a
21 snowmobile in this State unless it is registered and numbered by the State of

1 Vermont or another state or province and displays a valid Vermont ~~trails~~
2 ~~maintenance assessment (“TMA”)~~ Trails Maintenance Assessment (TMA)
3 decal adjacent to the registration decal on the left side of the snowmobile in
4 accordance with this chapter, except when operated:

5 (1) ~~on~~ On the property of the owner of the snowmobile;~~or.~~

6 (2) ~~off~~ Off the highway, in a ski area while being used for the purpose of
7 packing snow, or in rescue operations;~~or.~~

8 (3) ~~for~~ For official use by a federal, ~~state~~ State, or municipal agency and
9 only if the snowmobile is identified with the name or seal of the agency in a
10 manner approved by the Commissioner;~~or.~~

11 (4) ~~solely~~ Solely on privately owned land when the operator has the
12 written consent of the owner, or his or her agent, of the property;~~or.~~

13 (5) ~~on~~ On frozen bodies of water as designated by the Agency of Natural
14 Resources under the provisions of 10 V.S.A. § 2607. For purposes of this
15 subdivision, a snowmobile shall not be required to display a ~~trails maintenance~~
16 ~~assessment~~ TMA decal if not operating on a portion of the Statewide
17 Snowmobile Trail System. Liability insurance as provided for in subdivision
18 3206(b)(19) of this title and a valid registration decal are required;~~or.~~

19 (6) ~~for~~ For emergency use by fire service personnel.

20 (7) By a person who possesses a completed TMA form processed
21 electronically and either printed out or displayed on a portable electronic

1 device. The printed or electronic TMA form shall be valid for 10 days after
2 the electronic transaction. Use of a portable electronic device to display a
3 completed TMA form does not in itself constitute consent for an enforcement
4 officer to access other contents of the device.

5 * * *

6 * * * Allocation of Snowmobile Registration Proceeds * * *

7 Sec. 20. 23 V.S.A. § 3214 is amended to read:

8 § 3214. ALLOCATION OF FEES AND PENALTIES; LIABILITY

9 INSURANCE; AUTHORITY TO CONTRACT FOR LAW

10 ENFORCEMENT SERVICES

11 (a) The amount of \$5.00 from the sale of every resident and nonresident
12 snowmobile registration shall be allocated to the ~~transportation fund~~
13 Transportation Fund. The balance of fees and penalties collected under this
14 subchapter, except interest, shall be remitted to the ~~agency of natural resources~~
15 Agency of Natural Resources, which may retain for its use up to \$11,500.00
16 during each fiscal year for the oversight of the ~~state snowmobile trail program~~
17 State Snowmobile Trail Program, and the remainder shall be allocated to
18 VAST for:

19 (1) ~~development~~ Development and maintenance of the ~~state snowmobile~~
20 ~~trail program~~ State Snowmobile Trail Program (SSTP);

1 motor truck registered in Vermont for less than 26,001 pounds (but excluding
2 vehicles registered under the International Registration Plan) by covering the
3 front registration plate with the commemorative plate any time from the
4 effective date of this act until June 30, ~~2014~~ 2016. The regular front
5 registration plate shall not be removed. The regular rear registration plate shall
6 be in place and clearly visible at all times.

7 (d) Price and allocation of revenue. The retail price of the plate shall be
8 \$25.00, except that on or after July 1, 2016, plates may be sold by the
9 Commissioner for \$5.00. Funds received from the sale of plates for \$5.00 shall
10 be allocated to the Department; funds received from the sale of the plates for
11 \$25.00 shall be allocated as follows:

- 12 (1) \$5.00 to the ~~department~~ Department;
- 13 (2) \$18.00 to the Vermont Disaster Relief Fund; and
- 14 (3) \$2.00 to the Vermont Foodbank.

15 * * *

16 * * * Nonresident Registration; Repeals * * *

17 Sec. 24. REPEAL

18 The following sections of Title 23 are repealed:

- 19 (1) § 417 (motor truck trip permits);
- 20 (2) § 418 (collection of tax; regulations);
- 21 (3) § 419 (reciprocal agreements for waiver of motor truck permit fees);

1 ~~(4) § 422 (motor bus identification marker).~~

2 Sec. 25. 23 V.S.A. § 421 is amended to read:

3 § 421. PENALTIES

4 (a) It shall be unlawful for any person:

5 (1) to operate a motor truck subject to the provisions of this chapter
6 upon any public highway in the ~~state~~ State without first obtaining the license,
7 emergency telegram, or single trip license and tag, plate, or marker required
8 under section 415 of this title or to so operate without carrying the license,
9 emergency telegram, or single trip license and displaying the tag, plate, or
10 marker if issued;

11 (2) ~~to violate any regulation issued by the commissioner pursuant to the~~
12 ~~authority granted hereunder;~~ [Repealed.]

13 (3) to fail to file any return or report required by ~~said commissioner~~ the
14 Commissioner; or

15 (4) to make a false return or fail to keep records of operations as may be
16 required by the ~~commissioner; or~~

17 ~~(5) to operate a motor bus subject to the provisions of this chapter upon~~
18 ~~any public highway in the state without first obtaining the marker or single trip~~
19 ~~permit required under section 422 of this title or to so operate without~~
20 ~~displaying said marker or without the single trip permit with the vehicle~~
21 Commissioner.

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* * * Dealer Plates * * *

Sec. 26. 23 V.S.A. § 453 is amended to read:

§ 453. FEES AND NUMBER PLATES

(a)(1) An application for dealer’s registration shall be accompanied by a fee of \$370.00 for each certificate issued in such dealer’s name. The Commissioner shall furnish free of charge with each dealer’s registration certificate ~~five sets of~~ three number plates showing the distinguishing number assigned such dealer. ~~In his or her discretion, he or she~~ The Commissioner may furnish ~~further sets of~~ additional plates ~~at a fee of \$40.00 per set according to the volume of the dealer’s sales in the prior year or, in the case of an initial registration, according to the dealer’s reasonable estimate of expected sales, as follows:~~

- (A) under 20 sales: 0 additional plates;
- (B) 20–49 sales: 1 additional plate;
- (C) 50–99 sales: up to 5 additional plates;
- (D) 100–249 sales: up to 12 additional plates;
- (E) 250–499 sales: up to 17 additional plates;
- (F) 500–749 sales: up to 27 additional plates;
- (G) 750–999 sales: up to 37 additional plates;
- (H) 1000–1,499 sales: up to 47 additional plates;

1 (I) 1,500 or more: up to 57 additional plates.

2 (2) If the issuance of additional plates is authorized under subdivision
3 (1) of this subsection, up to two plates shall be provided free of charge, and the
4 Commissioner shall collect \$40.00 for each additional plate.

5 Sec. 27. TRANSITION PROVISION

6 The Commissioner may enforce compliance with Sec. 26 of this act on a
7 rolling basis as dealer registrations expire over the 24-month period following
8 the effective date of Sec. 26 of this act. Over this 24-month period, upon
9 receiving the renewal application of a dealer who has been issued plates in
10 excess of the limits established in 23 V.S.A. § 453(a)(1), the Commissioner
11 shall require the dealer to return plates that exceed the limits established in
12 23 V.S.A. § 453(a)(1).

13 Sec. 28. MORATORIUM ON ISSUANCE OF DEALER PLATES; REPEAL

14 (a) Except for replacement of damaged dealer plates, no dealer registration
15 plates may be issued under 23 V.S.A. § 453(a) to an existing dealer in addition
16 to the number of plates already issued to that dealer, unless the dealer would be
17 eligible for additional plates under 23 V.S.A. § 453(a) as amended by Sec. 26
18 of this act.

19 (b) This section shall be repealed on July 1, 2014.

