

1 S.225

2 Introduced by Senators Mazza and Westman

3 Referred to Committee on

4 Date:

5 Subject: Motor vehicles; dealer definition; overweight vehicle permitting;

6 log-haulers; diesel-powered pleasure vehicles; registration; truck user

7 license fee

8 Statement of purpose of bill as introduced: This bill proposes to:

9 (1) eliminate the requirement that a vehicle or motorboat not be
10 registered in order to count as a sale or exchange toward qualifying as a dealer;

11 (2) repeal the authority of the Commissioner of Motor Vehicles to enter
12 into contracts with electronic permitting services for issuance of single-trip
13 overweight and overdimension vehicle permits;

14 (3) repeal special registration fees for log-haulers and diesel-powered
15 pleasure cars and make a related conforming change;

16 (4) repeal a provision directing the Commissioner of Motor Vehicles to
17 negotiate an interstate compact for the implementation of uniform truck annual
18 user license fees.

19 An act relating to miscellaneous changes to laws related to motor vehicles

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

2 * * * Definition of Dealer * * *

3 Sec. 1. 23 V.S.A. § 4(8) is amended to read:

4 (8)(A)(i) “Dealer” means a person, partnership, corporation, or other
5 entity engaged in the business of selling or exchanging new or used motor
6 vehicles, snowmobiles, motorboats, or all-terrain vehicles. A dealer may, as
7 part of or incidental to such business, repair such vehicles or motorboats, sell
8 parts and accessories, or lease or rent such vehicles or motorboats. “Dealer”
9 shall not include a finance or auction dealer or a transporter.

10 (ii)(I) For a dealer in new or used cars or motor trucks, “engaged
11 in the business” means having sold or exchanged at least 12 cars or motor
12 trucks, or a combination thereof, in the immediately preceding year, or 24 in
13 the two immediately preceding years.

14 (II) For a dealer in snowmobiles, motorboats, or all-terrain
15 vehicles, “engaged in the business” means having sold or exchanged at least
16 one snowmobile, motorboat, or all-terrain vehicle, respectively, in the
17 immediately preceding year or two in the two immediately preceding years.

18 (III) For a dealer in trailers, semi-trailers, or trailer coaches,
19 “engaged in the business” means having sold or exchanged at least one trailer,
20 semi-trailer, or trailer coach in the immediately preceding year or a
21 combination of two such vehicles in the two immediately preceding years.

1 (IV) For a dealer in motorcycles or motor-driven cycles,
2 “engaged in the business” means having sold or exchanged at least one
3 motorcycle or motor-driven cycle in the immediately preceding year or a
4 combination of two such vehicles in the two immediately preceding years.

5 (V) For the purposes of this subdivision (8)(A)(ii), the sale or
6 exchange of vehicles or motorboats ~~owned but not registered by the dealer, or~~
7 ~~that have been in lease or rental services, shall count as sales or exchanges.~~
8 ~~Vehicles or motorboats~~ that are to be scrapped, dismantled, or destroyed shall
9 not count as sales or exchanges.

10 * * *

11 * * * Overweight and Overdimension Vehicle Permitting * * *

12 Sec. 2. 23 V.S.A. § 1400(d) is amended to read:

13 (d) ~~The Commissioner may enter into contracts with an electronic~~
14 ~~permitting service that will allow the service to issue single trip permits to a~~
15 ~~commercial motor vehicle operator, on behalf of the Department of Motor~~
16 ~~Vehicles. The permitting service shall be authorized to issue single trip~~
17 ~~permits for travel to and from a Vermont facility by commercial motor~~
18 ~~vehicles which are not greater than 72 feet in length on routes that have been~~
19 ~~approved by the Agency of Transportation. The permitting service may assess,~~
20 ~~collect, and retain an additional administrative fee which shall be paid by the~~
21 ~~commercial motor vehicle carrier. [Repealed.]~~

1 * * * Repeals and Conforming Change * * *

2 Sec. 3. REPEALS

3 The following sections are repealed:

4 (1) 23 V.S.A. § 366 (log-haulers; registration).

5 (2) 23 V.S.A. § 382 (diesel-powered pleasure cars; registration).

6 (3) 23 V.S.A. § 423 (negotiating and entering into an interstate compact
7 regarding truck license fees).

8 Sec. 4. 23 V.S.A. § 369 is amended to read:

9 § 369. TRACTORS OTHER THAN FARM TRACTORS

10 The annual fee for registration of a tractor, except ~~log-haulers on snow~~
11 ~~roads and~~ farm tractors as otherwise provided in this chapter, shall be based on
12 the actual weight of such tractor at the same rate as that provided for trucks of
13 like weight under the provisions of this chapter. The minimum fee for
14 registering any tractor shall be \$20.00.

15 * * * Effective Date * * *

16 Sec. 5. EFFECTIVE DATE

17 This act shall take effect on July 1, 2016.