

H. 571 (DLS) STRIKE-ALL VERSION 3.1: ROADMAP

I. ADDRESSING SUSPENSIONS AND JUDGMENTS PENDING ON THE ACT'S EFFECTIVE DATE

Sec. 1 - Terminates suspensions for pre-1990 criminal traffic offenses.

Sec. 2 - Creates a Statewide Driver Restoration Program.

Sec. 2a - Terminates pending suspensions the authority for which is repealed under the act.

II. ADDRESSING SUSPENSIONS AND POINTS ALLOCATIONS GOING FORWARD

A. Repeal (or Amendment) of Laws Requiring License Suspensions for Various Non-Driving Activities and Refusal of Registrations; Repeal of Criminal Underage Alcohol and Marijuana Offenses and Related Conforming Changes

Sec. 3 - Repeal of 23 V.S.A. § 305a (requiring refusal to renew registration of a person until a traffic violation judgment is paid) and of 23 V.S.A. § 2307 (suspensions for nonpayment of traffic violation judgments).

Sec. 4 - Amending 4 V.S.A. § 1109 to address nonpayment of traffic violation judgments; to eliminate license suspensions as a contempt tool; and to reenact select provision currently in 23 V.S.A. § 2307.

Sec. 5 - Underage alcohol offenses.

Secs. 6–8 - Repeal of criminal underage alcohol offenses and related conforming changes.

Sec. 9 - Underage tobacco offense.

Sec. 10 - False public alarm.

Sec. 11 - Underage marijuana offenses.

Sec. 12 - Expresses legislative intent for DMV to destroy copies of its registries.

Secs. 13-14 - Repeal of criminal underage marijuana offense and related conforming change.

Sec. 15 - Nonpayment of purchase and use tax.

B. Amending the Criminal DLS Statute

Sec. 16 - Criminalize a 3d DLS where the underlying suspension is for points; reset date for civil DLSs to count as priors; eliminate language requiring civil DLSs arising from suspensions for unpaid traffic violation judgments that have since been paid not to count as priors.

C. Assessment of Points Against a Person's Driving Record

Sec. 17 - Double points for worksite speed violations where the Traffic Committee has established special temporary speed limits.

Sec. 18 - Double points for worksite speed violations where a municipality has established special temporary speed limits.

Sec. 19 - Tech correction to Vermont's basic speed limit law.

Sec. 20 - Amend points provisions of handheld law.

Sec. 21 - Amend points provisions in texting law.

Sec. 22 - Amend point schedule to reflect changes in Secs. 20–21 and Sec. 29 and to make consistent the assessment of points for speeding offenses.

C. Consideration of Ability to Pay in Judicial Bureau Hearings

Sec. 23 - Require consideration of ability to pay in Judicial Bureau hearings.

D. DLS Diversion Program

Sec. 24 - Repeal the DLS Diversion Program on July 1, 2016.

E. Awareness of Traffic Violation Judgment Payment and Hearing Options

Sec. 25 - Recommended measures to increase awareness of traffic violation judgment payment and hearing options.

F. Statistics

Sec. 26 - Statistics regarding criminal DLS charges before and after the bill takes effect.

Sec. 27 - Statistics related to hearings on traffic violation judgments and traffic violation judgment receipts before and after the bill takes effect.

Sec. 28 - Statistics regarding completion of Diversion for underage alcohol and marijuana violations.

G. Moving violation definition

Sec. 29 - Eliminates exception from the definition of moving violation for child restraint system violations.

H. Effective Dates

Sec. 30 establishes effective dates on passage for various sections, and on July 1, 2016 for the rest.