

1 Introduced by Committee on Ways and Means

2 Referred to Committee on

3 Date:

4 Subject: Executive branch; fees

5 Statement of purpose of bill as introduced: This bill proposes to amend the
6 fees set by the Executive branch.

7 An act relating to Executive branch fees

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

9 * * * Agency of Agriculture, Food and Markets * * *

10 * * * Hemp * * *

11 Sec. 1. 6 V.S.A. § 564(d) is amended to read:

12 (d) ~~The Secretary may assess an annual registration fee of \$25.00 for the~~
13 ~~performance of his or her duties under this chapter.~~ A person shall not grow
14 hemp, process floral material from hemp, or manufacture hemp-infused
15 products in the State unless registered with the Secretary. A person that
16 intends to carry out these activities must apply to register on an annual basis on
17 forms provided by the Secretary. The annual registration shall terminate
18 December 31 of each year. At the time the person submits the application to
19 the Secretary for review, the person shall pay an annual registration fee based
20 on the amount of acreage and end use product of hemp that the person intends

1 to grow in the year for which the person is registering, as set forth in
2 subdivisions (1), (2), (3), and (4) of this subsection, or pay the annual
3 registration fee set forth in subdivision (5) if the person only intends to process
4 floral material from hemp or manufacture hemp-infused products. If the
5 person wants to grow more acres than the amount that they have registered for
6 during the calendar year, the person must first pay the additional annual
7 registration fee based on the amount of acreage to be added. The following
8 fees shall be paid when registering:

9 (1) A person growing hemp for seed, grain crop, fiber or textile shall
10 pay a flat fee of \$100.00 per year.

11 (2) A person growing less than 0.5 acres of hemp for personal use shall
12 pay a flat fee of \$25.00 per year.

13 (3) A person growing hemp commercially for floral material production,
14 viable seed, or cannabinoids including but not limited to, Cannabidiolic Acid
15 (CBDA), Cannabidiol (CBD), Cannabinol (CBN), Cannabigerol (CBG),
16 Cannabichromene (CBC), and Tetrahydrocannabivarin (THCV), shall pay a
17 grower registration fee based on the number of acres planted per year as
18 follows:

19 (A) if the number of acres planted is less than 0.5 acres, a fee of
20 \$50.00;

1 (B) if the number of acres planted is 0.5 acres to less than 10 acres, a
2 fee of \$250.00;

3 (C) if the number of acres planted is 10 acres to 50 acres, a fee of
4 \$500.00; and

5 (D) if the number of acres planted is greater than 50 acres, a fee of
6 \$1,500.00.

7 (4) A person growing hemp commercially for floral material production,
8 viable seed, or cannabinoids including but not limited to, Cannabidiolic Acid
9 (CBDA), Cannabidiol (CBD), Cannabinol (CBN), Cannabigerol (CBG),
10 Cannabichromene (CBC), and Tetrahydrocannabivarin (THCV), and who also
11 processes the hemp within the premises of the farm where it is grown, shall
12 pay an on farm processing fee based on the number of acres planted per year as
13 follows:

14 (A) if the number of acres planted is less than 0.5 acres, a fee of
15 \$50.00;

16 (B) if the number of acres planted is 0.5 acres to less than 10 acres, a
17 fee of \$250.00;

18 (C) if the number of acres planted is 10 acres to 50 acres, a fee of
19 \$500.00; and

20 (D) if the number of acres planted is greater than 50 acres, a fee of
21 \$1,500.00.

1 (11) “Person” has the meaning set forth in 1 V.S.A. § 128 and includes a
2 natural person, corporation, company, limited liability company, partnership,
3 or association.

4 (12) “Sales finance company” has the same meaning as in section 2200
5 of this title.

6 § 2102. APPLICATION FOR LICENSE; LICENSE AND INVESTIGATION

7 FEES

8 (a) Application for a license or registration shall be in writing, under oath,
9 and in the form prescribed by the Commissioner, and shall contain the legal
10 name, any fictitious name or trade name, and the address of the residence and
11 place of business of the applicant, and if the applicant is a partnership or
12 association, of every member thereof, and if a corporation, of each officer and
13 director thereof; also the county and municipality with street and number, if
14 any, where the business is to be conducted and such further information as the
15 Commissioner may require.

16 (b) At the time of making application, the applicant shall pay to the
17 Commissioner a fee for investigating the application and a license or
18 registration fee for a period terminating on the last day of the current calendar
19 year. The following fees are imposed on applicants:

20 (1) For an application for a lender’s license under chapter 73 of this title,
21 \$1,000.00 as a license fee, and \$1,000.00 as an application and investigation

1 fee for the initial license. For each additional lender license from the same
2 applicant, \$500.00 as a license fee and \$500.00 as an application and
3 investigation fee.

4 (2) For an application for a mortgage broker license under chapter 73 of
5 this title, other than a mortgage broker that meets each of the requirements of
6 subdivisions (A) and (B) of subdivision (b)(3) of this section, \$500.00 as a
7 license fee, and \$500.00 as an application and investigation fee.

8 (3) For an application for a mortgage broker license under chapter 73 of
9 this title that meets each of the following requirements, \$250.00 as a license
10 fee, and \$250.00 as an application and investigation fee:

11 (A) the applicant is an individual sole proprietor; and

12 (B) no person, other than the applicant, shall be authorized to act as a
13 mortgage broker under the applicant's license.

14 (4) For an application for a mortgage loan originator license under
15 chapter 73 of this title, \$50.00 as a license fee, and \$50.00 as an application
16 and investigation fee.

17 (5) For an application for a sales finance company license under chapter
18 73 of this title, \$350.00 as a license fee, and \$350.00 as an application and
19 investigation fee.

1 (6) For an application for a loan solicitation license under chapter 73 of
2 this title, \$500.00 as a license fee, and \$500.00 as an application and
3 investigation fee.

4 (7) For an application for any combination of lender license under
5 chapter 73 of this title, mortgage broker license under chapter 73 of this title,
6 loan solicitation license under chapter 73 of this title, or loan servicer license
7 under chapter 85 of this title, \$1,500.00 as a license fee and \$1,500.00 as an
8 application and investigation fee.

9 (8) For an application for a consumer litigation funding company
10 registration under chapter 74 of this title, \$200.00 as a registration fee and
11 \$500.00 as an application and investigation fee.

12 (9) For and application for a money transmission license under chapter
13 79 of this title, \$1,000.00 as a license fee, \$1,000.00 as an application and
14 investigation fee, and \$25.00 as a license fee for each authorized delegate
15 location.

16 (10) For an application for a check cashing and currency exchange
17 license under chapter 79 of this title, \$500.00 as a license fee and \$500.00 as
18 an application and investigation fee.

19 (11) For an application for a debt adjuster license under chapter 83 of
20 this title, \$250.00 as a license fee and \$500.00 as an application and
21 investigation fee.

1 (12) For an application for a loan servicer license under chapter 85 of
2 this title, \$1,000.00 as a license fee and \$1,000.00 as an application and
3 investigation fee.

4 § 2103. ANNUAL RENEWAL OF LICENSE

5 On or before December 1 of each year, every licensee shall renew its license
6 or registration for the next succeeding calendar year and shall pay to the
7 Commissioner the applicable renewal of license or registration fee. At a
8 minimum, the licensee or registree shall continue to meet the applicable
9 standards for licensure or registration. At the same time, the licensee or
10 registree shall maintain with the Commissioner any required bond in the
11 amount and of the character as required by the applicable chapter. The annual
12 license or registration renewal fee shall be:

13 (1) For a lender license under chapter 73 of this title, \$1,200.00.

14 (2) For a lender license under chapter 73 of this title for a lender only
15 making commercial loans, \$500.00.

16 (3) For a mortgage broker license under chapter 73 of this title, other
17 than a mortgage broker that meets each of the requirements of subdivisions

18 (4)(A)–(C) of this section, \$500.00.

19 (4) For a mortgage broker license under chapter 73 of this title that
20 meets each of the following requirements, \$250.00:

1 (A) the mortgage broker license is held by an individual sole
2 proprietor;

3 (B) no person, other than the individual sole proprietor, shall be
4 authorized to act as a mortgage broker under this license; and

5 (C) the mortgage broker originated five or fewer loans within the last
6 calendar year.

7 (5) For a mortgage loan originator license under chapter 73 of this title,
8 \$100.00.

9 (6) For a sales finance company license under chapter 73 of this title,
10 \$350.00.

11 (7) For a loan solicitation license under chapter 73 of this title, \$500.00.

12 (8) For any combination of lender license under chapter 73 of this title,
13 mortgage broker license under chapter 73 of this title, loan solicitation license
14 under chapter 73 of this title, or loan servicer license under chapter 85 of this
15 title, \$1,700.00.

16 (9) For a consumer litigation funding company registration under
17 chapter 74 of this title, \$200.00.

18 (10) For a money transmission license under chapter 79 of this title,
19 \$1,000.00, plus an annual renewal fee of \$25.00 for each authorized delegate,
20 provided that the total renewal fee of all authorized delegate locations shall not
21 exceed \$3,500.00.

1 ~~(1) For an applicant for a lender’s license, \$1,000.00 as a license fee,~~
2 ~~and \$1,000.00 as an application and investigation fee for the initial license.~~
3 ~~For each additional lender license from the same applicant, \$500.00 as a~~
4 ~~license fee and \$500.00 as an application and investigation fee.~~

5 ~~(2) For an applicant for a mortgage broker’s license, other than a~~
6 ~~mortgage broker that meets each of the requirements of subdivisions (b)(3)(A)-~~
7 ~~(B) of this section, \$500.00 as a license fee, and \$500.00 as an application and~~
8 ~~investigation fee.~~

9 ~~(3) For an applicant for a mortgage broker’s license that meets each of~~
10 ~~the following requirements, \$250.00 as a license fee, and \$250.00 as an~~
11 ~~application and investigation fee:~~

12 ~~(A) The applicant is an individual sole proprietor.~~

13 ~~(B) No person, other than the applicant, shall be authorized to act as a~~
14 ~~mortgage broker under the applicant’s license.~~

15 ~~(4) For an applicant for a mortgage loan originator license, \$50.00 as a~~
16 ~~license fee, and \$50.00 as an application and investigation fee.~~

17 ~~(5) For an applicant for a sales finance company’s license, \$350.00 as a~~
18 ~~license fee, and \$350.00 as an application and investigation fee.~~

19 ~~(6) For an applicant for a loan solicitation license, \$500.00 as a license~~
20 ~~fee, and \$500.00 as an application and investigation fee the applicable fees set~~
21 ~~forth in subsection 2102(b) of this title.~~

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Sec. 5. 8 V.S.A. § 2204(b) is amended to read:

(b) If the Commissioner does not find as set forth in subsection (a) of this section, the Commissioner shall not issue a license. Within 60 days of filing of the completed application, the Commissioner shall notify the applicant of the denial, stating the reason or reasons therefore. If after the allowable period, no request for reconsideration under subsection 2205(a) of this title is received from the applicant, the Commissioner shall return to the applicant the bond and the sum paid by the applicant as a license fee, retaining the application and investigation fee to cover the costs of investigating the application.

Sec. 6. 8 V.S.A. § 2204c(b) is amended to read:

(b) If the Commissioner does not find as set forth in subsection (a) of this section, the Commissioner shall not issue a license. Within 60 days of filing of the completed application, the Commissioner shall notify the applicant of the denial, stating the reason or reasons therefor. If after the allowable period, no request for reconsideration under subsection 2205(a) of this title is received from the applicant, the Commissioner shall return to the applicant the sum paid by the applicant as a license fee, retaining the application and investigation fee to cover the costs of investigating the application.

Sec. 7. 8 V.S.A. § 2205(b) is amended to read:

1 (b) If the Commissioner is unable to make findings as set forth in section
2 2204 of this title, the Commissioner shall not issue a license. Within 60 days
3 of filing of the request for reconsideration, the Commissioner shall notify the
4 applicant of the denial, and return to the applicant the bond and the sum paid
5 by the applicant as a license fee, retaining the application and investigation fee
6 to cover the costs of investigating the application. The applicant may request
7 review by the Superior Court in Washington County upon action brought in the
8 usual form by an aggrieved party, within 15 days after written notice of the
9 denial of the request for reconsideration.

10 Sec. 8. 8 V.S.A. § 2209(a) is amended to read:

11 (a) ~~On or before December 1 of each year, every licensee shall renew its~~
12 ~~license for the next succeeding calendar year and shall pay to the~~
13 ~~Commissioner a renewal of license fee. At a minimum, the licensee shall~~
14 ~~continue to meet the standards for license issuance under section 2204 of this~~
15 ~~title. At the same time, the licensee shall maintain with the Commissioner a~~
16 ~~bond in the amount and of the character as required by section 2203 of this title~~
17 ~~or as required by the Commissioner under section 2207 of this title. The~~
18 ~~license renewal fee shall be:~~

19 (1) ~~For the renewal of lender's license, \$1,200.00.~~

1 ~~(2) For the renewal of a mortgage broker’s license, other than a~~
2 ~~mortgage broker that meets each of the requirements of subdivision (3)(A)-(C),~~
3 ~~of this subsection, \$500.00.~~

4 ~~(3) For the renewal of a mortgage broker’s license that meets each of the~~
5 ~~following requirements, \$250.00:~~

6 ~~(A) The mortgage broker license is held by an individual sole~~
7 ~~proprietor.~~

8 ~~(B) No person, other than the individual sole proprietor, is authorized~~
9 ~~to act as a mortgage broker under this license.~~

10 ~~(C) The mortgage broker originated five or fewer loans within the~~
11 ~~last calendar year.~~

12 ~~(4) For the renewal of a sales finance company’s license, \$350.00.~~

13 ~~(5) For the renewal of a mortgage loan originator license, \$100.00.~~

14 ~~(6) For the renewal of a lender’s license for a lender making only~~
15 ~~commercial loans, \$500.00.~~

16 ~~(7) For the renewal of a loan solicitation license, \$500.00 Every licensee~~
17 ~~shall renew its license by meeting the requirements and paying the fees set~~
18 ~~forth in section 2103 of this title.~~

19 * * * Consumer Litigation Funding Companies * * *

20 Sec. 9. 8 V.S.A. § 2252 is amended to read:

21 § 2252. REGISTRATION; FEE FINANCIAL STABILITY

1 (a) A company shall not engage in the business of consumer litigation
2 funding without first filing a registration with the Commissioner ~~on a form~~
3 ~~prescribed by the Commissioner~~ that meets the requirements set forth in
4 subsection 2102(a) of this title, and submitting a registration fee and an
5 application investigation fee as set forth by subdivision 2102(b)(8) of this title,
6 and proof of financial stability, as required by this section.

7 (b) A company shall submit a ~~\$200.00 fee~~ the applicable fees set forth in
8 subdivisions 2102(b)(8) and 2103(9) of this title at the time of registration and
9 at the time of each renewal. Registrations shall be renewed ~~every year on or~~
10 ~~before December 1~~ according to section 2103 of this title.

11 * * *

12 * * * ; Money Transmission Licenses * * *

13 Sec. 10. 8 V.S.A. § 2506 is amended to read:

14 § 2506. APPLICATION FOR LICENSE

15 * * *

16 (b) A person applying for a license under this subchapter shall do so ~~under~~
17 ~~oath and in a form and in a medium prescribed by the Commissioner by~~
18 meeting the requirements set forth in subsection 2102(a) of this title. The In
19 addition to the requirements set forth in subsection 2102(a) of this title, the
20 application shall state or contain:

1 applicant may request review by the Superior Court in Washington County
2 upon action brought in the usual form by an aggrieved party, within 15 days
3 after written notice of the denial of the request for reconsideration.

4 Sec. 12. 8 V.S.A. § 2509(a) is amended to read:

5 (a) ~~No later than December 1 for the next succeeding calendar year, a~~
6 Registrations shall be renewed according to section 2103 of this title. A
7 licensee under this subchapter shall pay to the Department an annual license
8 renewal fee of \$500.00, plus an annual renewal fee of \$25.00 for each
9 authorized delegate location, provided that the total renewal fee for all
10 authorized delegate locations shall not exceed \$3,500.00 the renewal fees set
11 forth in subdivision 2103(10) of this title.

12 * * * Money Services; Check Cashing and Currency Exchange * * *

13 Sec. 13. 8 V.S.A. § 2516 is amended to read:

14 § 2516. APPLICATION FOR LICENSE

15 (a) A person applying for a license under this subchapter shall do so ~~under~~
16 ~~oath and in a form and in a medium prescribed by the Commissioner by~~
17 meeting the requirements set forth in subsection 2102(a) of this title. The In
18 addition to the requirements set forth in subsection 2102(a) of this title, the
19 application shall state or contain:

20 * * *

1 (b) ~~A nonrefundable application fee of \$500.00 and a license fee of~~
2 ~~\$500.00~~ The fees set forth in subdivision 2102(b)(10) of this title shall
3 accompany an application for a license under this subchapter. The license fee
4 shall be refunded if the application is denied. The application and
5 investigation fee shall be nonrefundable.

6 * * *

7 Sec. 14. 8 V.S.A. § 2517(d) is amended to read:

8 (d) If the Commissioner is unable to make findings as set forth in
9 subsection (a) of this section, the Commissioner shall not issue a license.

10 Within 60 days of filing of the request for reconsideration, the Commissioner
11 shall notify the applicant of the denial, and return to the applicant the sum paid
12 by the applicant as a license fee, retaining the application and investigation fee
13 to cover the costs of investigating the application. The applicant may request
14 review by the Superior Court in Washington County upon action brought in the
15 usual form by an aggrieved party within 15 days after written notice of the
16 denial of the request for reconsideration.

17 Sec. 15. 8 V.S.A. § 2518(a) is amended to read:

18 (a) Registrations shall be renewed according to section 2103 of this title. A
19 licensee under this subchapter shall pay ~~an~~ the annual license renewal fee ~~of~~
20 ~~\$500.00 no later than December 1 for the next succeeding calendar year~~ set
21 forth in subdivision 2103(11) of this title.

1 subdivision 2102(b)(11) of this title. For succeeding calendar years, the annual
2 license fee shall be ~~\$250.00~~ as set forth in subdivision 2103(12) of this title.

3 Registrations shall be renewed according to section 2103 of this title. In
4 addition to the annual license fee every licensee shall pay to the Commissioner
5 the actual cost of each examination as provided for in this chapter.

6 Sec. 18. 8 V.S.A. § 2756(b) is amended to read:

7 (b) If the Commissioner does not so find, the Commissioner shall notify the
8 applicant of the denial and return the license fee, retaining the ~~\$250.00~~
9 application and investigation fee to cover the costs of investigating the
10 application. The Commissioner may require as part of the application a credit
11 report and such other information as the Commissioner may deem necessary.

12 * * * Loan Servicers * * *

13 Sec. 19. 8 V.S.A. § 2902 is amended to read:

14 § 2902. APPLICATION FOR LICENSE; LICENSE AND INVESTIGATION
15 FEE

16 (a) ~~Application for a license shall be in writing, under oath, and in the form~~
17 ~~prescribed by the Commissioner, and shall contain the name and the address of~~
18 ~~the residence and place of business of the applicant, and if the applicant is a~~
19 ~~partnership or association, of every member thereof, and if a corporation, of~~
20 ~~each officer, director, and control person thereof; also the county and~~
21 ~~municipality with street and number, if any, where the business is to be~~

1 ~~conducted and such further information as the Commissioner may require~~ A
2 person applying for a license under this subchapter shall do so by meeting the
3 requirements set forth in subsection 2102(a) of this title. If the applicant is a
4 corporation, in addition to the information required by subsection 2102(a) of
5 this title, the information required by subsection 2102(a) must be provided for
6 any control person thereof.

7 (b) At the time of making application, the applicant shall pay to the
8 Commissioner ~~a \$1,000.00 fee for investigating the application and a~~
9 ~~\$1,000.00 license fee for a period terminating on the last day of the current~~
10 ~~calendar year~~ the fees set forth in subdivision 2102(b)(12) of this title.

11 * * *

12 Sec. 20. 8 V.S.A. § 2904(b) is amended to read:

13 (b) If the Commissioner does not find as set forth in subsection (a) of this
14 section, the Commissioner shall not issue a license. Within 60 days of filing of
15 the completed application, the Commissioner shall notify the applicant of the
16 denial, stating the reason or reasons therefor. If after the allowable period, no
17 request for reconsideration under subsection 2905(a) of this title is received
18 from the applicant, the Commissioner shall return to the applicant the bond and
19 the sum paid by the applicant as a license fee, retaining the application and
20 investigation fee to cover the costs of investigating the application.

21 Sec. 21. 8 V.S.A. § 2905(b) is amended to read:

1 (b) If the Commissioner is unable to make findings as set forth in section
2 2904 of this chapter, the Commissioner shall not issue a license. Within 60
3 days of filing of the request for reconsideration, the Commissioner shall notify
4 the applicant of the denial, and return to the applicant the bond and the sum
5 paid by the applicant as a license fee, retaining the application and
6 investigation fee to cover the costs of investigating the application. The
7 applicant may request review by the Superior Court in Washington County
8 upon action brought in the usual form by an aggrieved party within 15 days
9 after written notice of the denial of the request for reconsideration.

10 Sec. 22. 8 V.S.A. § 2910(a) is amended to read:

11 (a) ~~On or before December 1 of each year, every licensee shall renew its~~
12 ~~license for the next succeeding calendar year and shall pay to the~~
13 ~~Commissioner a license renewal fee of \$1,000.00~~ A licensee under this chapter
14 shall renew its license pursuant to section 2103 of this title, and shall pay to the
15 Commissioner the fee established in subdivision 2103(13) of this title. At a
16 minimum, the licensee shall continue to meet the standards for license issuance
17 under section 2904 of this title. At the same time, the licensee shall maintain
18 with the Commissioner a bond in the amount and of the character as required
19 by section 2903 of this title or as required by the Commissioner under section
20 2907 of this title.

21 * * * Insurance * * *

1 (iii) Except as provided in subdivisions (I) and (II) of this
2 subdivision, initial and biennial producer appointment fees for each
3 qualification set forth in section 4813g of subchapter 1A of this chapter for
4 resident and nonresident producers acting as agents of foreign insurers, ~~\$60.00~~
5 \$90.00:

6 (I) the Commissioner may charge one fee for a qualification
7 in “property and casualty” insurance; and

8 (II) the Commissioner may charge one fee for a
9 qualification in “life and accident and health or sickness” insurance.

10 (iv) Initial 24-month appointment and biennial renewal
11 appointment fee for limited lines producers, ~~\$60.00~~ \$90.00.

12 (v) Initial 24-month license and biennial renewal fee for resident
13 and nonresident adjusters, and appraisers licenses, ~~\$60.00~~ \$90.00, and public
14 adjusters, \$200.00.

15 Sec. 24a. 8 V.S.A. § 4800(2)(A) is amended to read:

16 (2)(A) All license applications shall be accompanied by a \$30.00 fee
17 plus the applicable fees as follows:

18 * * *

19 (iii) Except as provided in subdivisions (I) and (II) of this
20 subdivision, initial and ~~biennial~~ annual producer appointment fees for each
21 qualification set forth in section 4813g of subchapter 1A of this chapter for

1 resident and nonresident producers acting as agents of foreign insurers, ~~\$90.00~~
2 \$50.00:

3 (I) the Commissioner may charge one fee for a qualification
4 in “property and casualty” insurance; and

5 (II) the Commissioner may charge one fee for a
6 qualification in “life and accident and health or sickness” insurance.

7 * * *

8 * * * Securities Act * * *

9 * * * Agents, Investment Advisers, Investment Adviser Representatives, and

10 Federal Covered Investment Advisors * * *

11 Sec. 25. 9 V.S.A. § 5410(b) is amended to read:

12 (b) The fee for an individual is ~~\$90.00~~ \$120.00 when filing an application
13 for registration as an agent, ~~\$90.00~~ \$120.00 when filing a renewal of
14 registration as an agent, and ~~\$90.00~~ \$120.00 when filing for a change of
15 registration as an agent. If the filing results in a denial or withdrawal, the
16 Commissioner shall retain the fee.

17 * * * Department of Fish and Wildlife * * *

18 * * * License Fees * * *

19 Sec. 26. 10 V.S.A. § 4255 is amended to read:

20 (a) Vermont residents may apply for licenses on forms provided by the
21 Commissioner. Fees for each license shall be:

1 * * * Workers' Compensation Fund * * *

2 Sec. 28. WORKERS' COMPENSATION RATE OF CONTRIBUTION

3 For fiscal year 2020, after consideration of the formula in 21 V.S.A. §
4 711(b) and historical rate trends, the General Assembly determines that the rate
5 of contribution for the direct calendar year premium for workers'
6 compensation insurance shall remain at the rate of 1.4 percent. The
7 contribution rate for self-insured workers' compensation losses and workers'
8 compensation losses of corporations approved under 21 V.S.A. chapter 9 shall
9 remain at one percent.

10 * * * Department of Motor Vehicles * * *

11 * * * All-Terrain Vehicles * * *

12 Sec. 29. 23 V.S.A. § 3504(a) is amended to read:

13 (a) The registration fee for all-terrain vehicles other than as provided for in
14 subsection (b) of this section is ~~\$35.00~~ \$45.00. Duplicate registration
15 certificates may be obtained upon payment of \$6.00 to the Department.

16 * * * Department of Public Service and Public Utility Commission * * *

17 * * * Department of Public Service and Public Utility Commission * * *

18 * * * Gross Receipts Tax * * *

19 Sec. 30. 30 V.S.A. § 22 is amended to read:

20 § 22. TAX TO FINANCE DEPARTMENT AND COMMISSION

1 (a) For the purpose of maintaining the Department of Public Service and
2 Public Utility Commission, including expenses related to maintaining an
3 adequate engineering, legal, and administrative force in the Department of
4 Public Service and paying all the expenses incident thereof, including rents,
5 each person, partnership, association, or private or municipal corporation
6 conducting a business subject to the supervision of the Department of Public
7 Service and Public Utility Commission, including electric cooperatives, shall
8 pay into the State Treasury on or before April 15 annually, in addition to the
9 taxes now required by law to be paid, a tax, at the rate hereinafter named,
10 according to the nature of the public service business engaged in by such
11 person, partnership, association, or private or municipal corporation, based on
12 the gross operating revenue received by such person, partnership, association,
13 or private or municipal corporation in the conduct of such business in the State
14 during the year next preceding, as shown by the annual report filed on or
15 before such date with the Department of Public Service on the form prescribed
16 by it and containing such information as may be necessary to enable the
17 Department to determine the amount of the tax payable.

18 (1) The rate of tax for each type of public service company, for the
19 purpose of maintaining the Department of Public Service, shall be the
20 following:

1 ~~(1)~~(A) for companies, cooperative, municipal or privately owned,
2 generating, distributing, selling, or transmitting electric energy, ~~0.0050~~
3 0.00320 of gross operating revenue;

4 ~~(2)~~(B) for telephone companies, ~~0.0050~~ 0.003 of gross operating
5 revenue or ~~\$500.00~~ \$300.00, whichever is greater;

6 ~~(3)~~(C) for gas companies, ~~0.0030~~ 0.00320 of gross operating revenue;

7 ~~(4)~~(D) for water companies, ~~0.004~~ 0.0006 of gross operating revenue or
8 ~~\$5.00~~ \$3.00, whichever is greater;

9 ~~(5)~~(E) for companies owning or operating a cable television system,
10 ~~0.005~~ 0.003 of gross operating revenue or ~~\$25.00~~ \$15.00, whichever is greater,
11 \$25,000.00 of which shall be used each year by the Department for special
12 planning functions relating to cable television systems;

13 ~~(6)~~(F) for companies whose sole telephone business consists of owning
14 customer-owned, coin-operated telephones with total annual revenues of less
15 than \$5,000.00, the choice of either ~~0.0050~~ 0.003 of gross operating revenue
16 from telephone revenues or the amount of ~~\$20.00~~ \$12.00; and

17 ~~(7)~~(G) for all other companies named in section 203 of this title, ~~0.004~~
18 0.0006 of gross operating revenues.

19 (2) The rate of tax for each type of public service company, for the
20 purpose of maintaining the Public Utility Commission, shall be the following:

1 (A) for companies, cooperative, municipal or privately owned,
2 generating, distributing, selling, or transmitting electric energy, 0.00205 of
3 gross operating revenue;

4 (B) for telephone companies, 0.002 of gross operating revenue or
5 \$200.00, whichever is greater;

6 (C) for gas companies, 0.00205 of gross operating revenue;

7 (D) for water companies, 0.0004 of gross operating revenue or \$2.00,
8 whichever is greater;

9 (E) for companies owning or operating a cable television system,
10 0.002 of gross operating revenue or \$10.00, whichever is greater;

11 (F) for companies whose sole telephone business consists of owning
12 customer-owned, coin-operated telephones with total annual revenues of less
13 than \$5,000.00, the choice of either 0.002 of gross operating revenue from
14 telephone revenues or the amount of \$8.00; and

15 (G) for all other companies named in section 203 of this title, 0.0004
16 of gross operating revenues.

17 (b) The ~~tax~~ taxes levied under this section shall not apply to sales of
18 electrical power for resale.

19 (c) ~~Of the revenue deposited into the special fund for the maintenance of~~
20 ~~engineering and accounting forces, 40 percent shall be allocated to the Public~~

1 ~~Utility Commission and 60 percent shall be allocated to the Department of~~
2 ~~Public Service. [Repealed.]~~

3 (d)(1) On June 30 of each year, any balance in the amount ~~allocated to~~
4 received by the Public Utility Commission from the special fund for the
5 maintenance of engineering and accounting forces, after accounting for
6 expenditures and encumbrances, in excess of 20 percent of the ~~Commission's~~
7 ~~allocation~~ funds received by the Commission for that year shall be used in the
8 manner provided by subdivision (3) of this subsection.

9 (2) On June 30 of each year, any balance in the amount ~~allocated to~~
10 received by the Department of Public Service from the special fund for the
11 maintenance of engineering and accounting forces, after accounting for
12 expenditures and encumbrances, in excess of 20 percent of the ~~Department's~~
13 ~~allocation~~ funds received by the Department for that year shall be used in the
14 manner provided by subdivision (3) of this subsection.

15 * * *

16 * * * Certificates of Public Good for New Gas and Electric Purchases,
17 Investments, and Facilities * * *

18 Sec. 31. 30 V.S.A. § 248c is added to read:

19 § 248c. FEES; DEPARTMENT OF PUBLIC SERVICE; PARTICIPATION

20 IN CERTIFICATION AND SITING PROCEEDINGS

1 (a) Establishment. This section establishes fees for the purpose of
2 supporting the role of the Department of Public Service (Department) in
3 reviewing applications for in-state facilities under section 248 of this title.
4 Companies that pay the gross receipts tax as provided in section 22 of this title
5 shall not be subject to the fees established in this section.

6 (b) Payment. The applicant shall pay the fee into the State Treasury at the
7 time the application for a certificate of public good is filed with the Public
8 Utility Commission in an amount calculated in accordance with this section.
9 The fee shall be deposited into the gross revenue fund and allocated to the
10 Department.

11 (c) Definitions. As used in this section, “kW” and “plant capacity” have
12 the same meaning as in section 8002 of this title.

13 (d) Electric and natural gas facilities. This subsection sets fees for
14 applications under section 248 of this title.

15 (1) There shall be a registration fee of \$60.00 for each electric
16 generation facility less than or equal to 50 kW in plant capacity, or for a
17 rooftop project, or for a hydroelectric project filing a net metering registration,
18 or for an application filed under subsection 248(n) of this title.

19 (2) There shall be a fee of \$15.00 for modifications for each electric
20 generation facility less than or equal to 50 kW in plant capacity, or for a

1 rooftop project, or for a hydroelectric project filing a net metering registration,
2 or for an application filed under subsection 248(n) of this title.

3 (3) There shall be a fee for electric generation facilities that do not
4 qualify for the lower fees in subdivisions (1) and (2) of this subsection,
5 calculated as follows:

6 (A) \$3.00 per kW; and

7 (B) \$60.00 for modifications.

8 (e) Report. On or before the third Tuesday of each annual legislative
9 session, the Department shall submit a report to the General Assembly by
10 electronic submission. The provisions of 2 V.S.A. § 20(d) (expiration of
11 required reports) shall not apply to this report. The report shall list the fees
12 collected and refunds approved, if any, under this section and under section
13 248e of this title during the preceding fiscal year.

14 Sec. 32. 30 V.S.A. § 248d is added to read:

15 § 248d. FEES; PUBLIC UTILITY COMMISSION; PARTICIPATION IN

16 CERTIFICATION AND SITING PROCEEDINGS

17 (a) Establishment. This section establishes fees for the purpose of
18 supporting the role of the the Public Utility Commission (Commission) in
19 reviewing applications for in-state facilities under section 248 of this title.
20 Companies that pay the gross receipts tax as provided in section 22 of this title
21 shall not be subject to the fees established in this section.

1 (b) Payment. The applicant shall pay the fee into the State Treasury at the
2 time the application for a certificate of public good is filed with the
3 Commission in an amount calculated in accordance with this section. The fee
4 shall be deposited into the gross revenue fund and allocated to the
5 Commission.

6 (c) Definitions. As used in this section, “kW” and “plant capacity” have
7 the same meaning as in section 8002 of this title.

8 (d) Electric and natural gas facilities. This subsection sets fees for
9 applications under section 248 of this title.

10 (1) There shall be a registration fee of \$40.00 for each electric
11 generation facility less than or equal to 50 kW in plant capacity, or for a
12 rooftop project, or for a hydroelectric project filing a net metering registration,
13 or for an application filed under subsection 248(n) of this title.

14 (2) There shall be a fee of \$10 for modifications for each electric
15 generation facility less than or equal to 50 kW in plant capacity, or for a
16 rooftop project, or for a hydroelectric project filing a net metering registration,
17 or for an application filed under subsection 248(n) of this title.

18 (3) There shall be a fee for electric generation facilities that do not
19 qualify for the lower fees in subdivisions (1) and (2) of this subsection,
20 calculated as follows:

21 (A) \$2.00 per kW; and

1 (B) \$40.00 for modifications.

2 (e) Report. On or before the third Tuesday of each annual legislative
3 session, the Commission shall submit a report to the General Assembly by
4 electronic submission. The provisions of 2 V.S.A. § 20(d) (expiration of
5 required reports) shall not apply to this report. The report shall list the fees
6 collected and refunds approved, if any, under this section and under section
7 248e of this title during the preceding fiscal year.

8 Sec. 33. 30 V.S.A. § 248e is added to read:

9 § 248e. FEE REFUND

10 If an applicant withdraws an application and seeks a fee refund, then a
11 written request for an application fee refund shall be submitted to the Public
12 Utility Commission (Commission) within 90 days of the withdrawal of the
13 application.

14 (1) As used in this section, “agency” means the Agency of Natural
15 Resources, the Department of Public Service, or the Commission.

16 (2) In the event that an application is withdrawn before any agency has
17 filed comments expressing a position on any part of the application, filed
18 testimony, or filed a stipulated agreement with the Commission in the context
19 of a certificate of public good proceeding, the Commission shall, upon request
20 of the applicant, refund 50 percent of the fee paid to each agency above the

1 first \$100.00; however, in no instance shall the agency retain more than
2 \$20,000.00.

3 (3) In the event that an application is withdrawn after any agency has
4 filed comments expressing a position on any part of the application, filed
5 testimony, or filed a stipulated agreement with the Commission in the context
6 of a certificate of public good proceeding, the Commission shall, upon request
7 of the applicant, refund 25 percent of the fee paid to each agency above the
8 first \$100.00.

9 (4) Commission decisions regarding application fee refunds may be
10 appealed to the Vermont Supreme Court.

11 (5) In no event may an application fee or a portion thereof be refunded
12 after the Commission has issued a final decision on the merits of an
13 application, whether the decision is to grant or deny the application in whole or
14 in part.

15 (6) No interest will be due or payable on any money refunded under this
16 section.

17 * * * Secretary of State * * *

18 * * * Professional Regulation * * *

19 Sec. 34. 3 V.S.A. § 125 is amended to read:

20 § 125. FEES

1 (a) In addition to the fees otherwise authorized by law, a board or adviser
2 profession may charge the following fees:

3 * * *

4 (4) Continuing, qualifying, or pre-licensing education course approval:

5 (A) Provider, \$100.00.

6 (B) Individual, \$25.00.

7 (b) Unless otherwise provided by law, the following fees shall apply to all
8 professions regulated by the Director in consultation with advisor appointees
9 under Title 26:

10 * * *

11 (2) Application for licensure or certification, \$100.00, except application
12 for:

13 * * *

14 (C) Application for real estate appraisers, \$275.00.

15 (D) Temporary real estate appraiser license, \$150.00.

16 (E) Real estate appraiser trainee annual registration, \$100.00.

17 (F) Appraisal management company registration, \$600.00.

18 (G) Radiologic therapist, radiologic technologist, nuclear medicine
19 technologist, \$100.00.

20 (H) Application for radiologic competency certificate, \$100.00

21 * * *

1 (4) Biennial renewal, ~~\$200.00~~ \$240.00, except biennial renewal for:

2 * * *

3 (C) Physical therapists and assistants, ~~\$100.00~~ \$150.00.

4 * * *

5 (J) Appraisal management company registration, \$600.00.

6 (K) Radiologic therapist, radiologic technologist, nuclear medicine
7 technologist, \$150.00.

8 * * *

9 (6) Evaluation, \$125.00.

10 * * *

11 * * * Board of Public Accountancy * * *

12 Sec. 35. 26 V.S.A. § 56 is amended to read:

13 § 56. FEES

14 Applicants and persons regulated under this chapter shall pay the following
15 fees:

16 (1) Application for license ~~\$ 75.00~~ \$ 100.00

17 (2) Biennial renewal of license ~~\$ 120.00~~ \$ 220.00

18 (3) Firm registration and biennial renewal of registration ~~\$ 120.00~~

19 \$ 200.00

20 * * *

21 (5) Firm biennial renewal of registration \$ 400.00

1 * * *

2 (3) Biennial license renewal \$~~100.00~~ \$ 150.00

3 * * *

4 * * * State Board of Nursing * * *

5 Sec. 38. 26 V.S.A. § 1577 is amended to read:

6 § 1577. FEES

7 Applicants and persons regulated under this chapter shall pay the following
8 fees:

9 (1) Nursing Assistants

10 * * *

11 (B) Biennial renewal \$~~45.00~~ \$ 55.00

12 (2) Practical Nurses and Registered Nurses

13 (A) Application by exam \$~~60.00~~ \$ 150.00

14 (B) ~~Registered nurse application~~ Application by endorsement

15 \$ 150.00

16 (C) Biennial renewal for Practical Nurses \$~~140.00~~ \$ 175.00

17 (D) Biennial renewal for Registered Nurses \$ 200.00

18 (3) Advanced Practice Registered Nurses

19 (A) Initial endorsement of advanced practice registered nurses

20 ~~\$75.00~~ \$ 100.00

1 (B) Biennial renewal of advanced practice registered nurses ~~\$75.00~~
2 \$ 225.00

3 * * * Board of Pharmacy * * *

4 Sec. 39. 26 V.S.A. § 2046 is amended to read:

5 § 2046. FEES

6 Applicants and persons regulated under this chapter shall pay the following
7 fees:

8 (1) Initial application:

9 * * *

10 (C) Institutional drug outlets ~~\$ 300.00~~ \$ 400.00

11 (D) Manufacturing drug outlet ~~\$ 300.00~~ \$ 400.00

12 (E) Wholesale drug outlet ~~\$ 600.00~~ \$ 700.00

13 * * *

14 (H) Outsourcing drug outlet \$ 700.00

15 (I) Nuclear drug outlet \$ 700.00

16 (J) Compounding drug outlet \$ 700.00

17 (K) Home infusion drug outlet \$ 700.00

18 (L) Third-party logistics \$ 700.00

19 (M) Pharmacy interns \$ 20.00

20 (2) Biennial renewal:

21 (A) Pharmacists ~~\$ 100.00~~ \$ 125.00

1	(B) Retail drug outlets	\$ 300.00 <u>\$ 400.00</u>
2	(C) Institutional drug outlets	\$ 300.00 <u>\$ 500.00</u>
3	(D) Manufacturing drug outlet	\$ 300.00 <u>\$ 500.00</u>
4	(E) Wholesale drug outlet	\$ 300.00 <u>\$ 500.00</u>
5		
6	<u>(H) Outsourcing drug outlet</u>	<u>\$ 500.00</u>
7	<u>(I) Nuclear drug outlet</u>	<u>\$ 500.00</u>
8	<u>(J) Compounding drug outlet</u>	<u>\$ 500.00</u>
9	<u>(K) Home infusion drug outlet</u>	<u>\$ 500.00</u>
10	<u>(L) Third-party logistics</u>	<u>\$ 500.00</u>
11	<u>(M) Pharmacy interns</u>	<u>\$ 45.00</u>

* * *

* * *

* * * Real Estate Commission * * *

Sec. 40. 26 V.S.A. § 2255 is amended to read:

§ 2255. FEES

(a) Applicants and persons regulated under this chapter shall pay the following fees:

(1) Application

19	(A) Broker license	\$ 50.00 <u>\$ 100.00</u>
20	(B) Salesperson license	\$ 50.00 <u>\$ 100.00</u>
21	(C) Brokerage firm registration	\$ 50.00 <u>\$ 200.00</u>

- 1 (D) Branch office registration ~~\$ 50.00~~ \$ 200.00
2 (2) Biennial renewal of broker or salesperson license ~~\$ 200.00~~ \$ 240.00
3 (3) Biennial brokerage firm or branch office registration renewal
4 ~~\$ 200.00~~ \$ 400.00

5 * * *

6 * * * Board of Radiologic Technology * * *

7 Sec. 41. 26 V.S.A. § 2814 is amended to read:

8 § 2814. FEES

9 Applicants and persons regulated under this chapter shall pay the following
10 fees:

- 11 ~~(1) Application for primary licensure~~ ~~\$ 100.00~~
12 ~~(2) Biennial renewal~~
13 ~~(A) Renewal of a single primary license~~ ~~\$ 110.00~~
14 ~~(B) Renewal of each additional primary license~~ ~~\$ 15.00~~
15 ~~(3) Initial competency endorsement under section 2804~~
16 ~~of this title~~ ~~\$ 100.00~~
17 ~~(4) Biennial renewal of competency endorsement under~~
18 ~~section 2804 of this title~~ ~~\$ 110.00~~
19 ~~(5) Evaluation~~ ~~\$ 125.00~~

20 those fees set forth in 3 V.S.A. § 125(b).

21 * * * Board of Allied Mental Health Practitioners * * *

1 § 4412. FEES

2 In addition to examination fees, applicants and licensees regulated under
3 this chapter shall be subject to the fees set forth in 3 V.S.A. § 125(b) ~~and the~~
4 ~~following fees:~~

5 ~~(1) Initial electrology office license \$100.00;~~

6 ~~(2) Biennial office license renewal \$ 50.00.~~

7 * * * Judiciary * * *

8 * * * Supreme and Superior Courts * * *

9 Sec. 47. 32 V.S.A. § 1431 is amended to read:

10 § 1431. FEES IN SUPREME AND SUPERIOR COURTS

11 * * *

12 (d) Prior to the entry of any subsequent pleading which sets forth a claim
13 for relief in the Supreme Court or the Superior Court, there shall be paid to the
14 clerk of the court for the benefit of the State a fee of \$120.00 for every ~~appeal,~~
15 ~~cross-claim,~~ or third-party claim and a fee of \$90.00 for every counterclaim in
16 the Superior Court in lieu of all other fees not otherwise set forth in this
17 section. The fee for an appeal of a magistrate's decision or the appeal of a
18 small claims decision in the Superior Court shall be \$120.00. The filing fee for
19 civil suspension proceedings filed pursuant to 23 V.S.A § 1205 shall be
20 \$90.00, which shall be taxed in the bill of costs in accordance with sections
21 1433 and 1471 of this title. This subsection does not apply to filing fees in the

1 Family Division, except with respect to the fee for an appeal of a magistrate’s
2 decision.

3 (e) Prior to the filing of any postjudgment motion in the Civil, Criminal, or
4 Environmental Division of the Superior Court, including motions to reopen
5 civil suspensions and motions for sealing or expungement in the Criminal
6 Division pursuant to 13 V.S.A. § 7602, or motions to reopen existing cases in
7 the Probate Division of the Superior Court, there shall be paid to the clerk of
8 the court for the benefit of the State a fee of \$90.00 except for small claims
9 actions, ~~and estates,~~ and motions to confirm the sale of property in foreclosure.
10 A filing fee of \$90.00 shall be paid to the clerk of the court for a civil petition
11 for minor settlements.

12 * * *

13 * * * Probate Cases * * *

14 Sec. 48. 32 V.S.A. § 1434 is amended to read:

15 § 1434. PROBATE CASES

16 (a) The following entry fees shall be paid to the Probate Division of the
17 Superior Court for the benefit of the State, except for subdivisions (18) and
18 (19) of this subsection, which shall be for the benefit of the county in which
19 the fee was collected:

20 * * *

21 (26) Petitions for license to sell or convey real estate \$100.00

1 (27) Petition for license to sell or convey personal property \$100.00

2 * * *

3 (31) ~~Requests for findings regarding motor vehicle title pursuant to 23~~
4 ~~V.S.A. § 2023(e)(2) \$50.00 [Repealed.]~~

5 (32) Petitions to obtain a birth order pursuant to 15C V.S.A. § 708(a) or
6 15C V.S.A. § 804(a) \$100.00

7 (33) Petitions to appeal the State Registrar's denial of an application to
8 amend a birth or death certificate pursuant to 18 V.S.A. § 5073(b) \$150.00

9 * * *

10 * * * Effective Date * * *

11 Sec. 49. EFFECTIVE DATE

12 This act shall take effect on July 1, 2019, except that Secs. 23 (insurance
13 term of license) and 24a (insurance license requirements) shall take effect on
14 June 1, 2021.