

1 TO THE HONORABLE SENATE:

2 The Committee on Transportation to which was referred House Bill No.  
3 942 entitled “An act relating to the Transportation Program and miscellaneous  
4 changes to laws related to transportation” respectfully reports that it has  
5 considered the same and recommends that the Senate propose to the House that  
6 the bill be amended as follows:

7 First: By striking out Sec. 5, highway maintenance, in its entirety and  
8 inserting in lieu thereof:

9 Sec. 5. HIGHWAY MAINTENANCE

10 Within the Agency of Transportation’s Proposed Fiscal Year 2021

11 Transportation Program for Maintenance, spending is amended as follows:

12	<u>FY21</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
13	Personal	45,757,089	45,757,089	0
14	Services			
15	Operating	52,896,134	52,296,134	-600,000
16	Expenses			
17	Grants	240,200	240,200	0
18	Total	98,893,423	98,293,423	-600,000
19	<u>Sources of funds</u>			
20	State	96,415,636	95,815,636	-600,000

1	Federal	2,377,787	2,377,787	0
2	Interdepart.			
3	Transfer	100,000	100,000	0
4	Total	98,893,423	98,293,423	-600,000

5 Second: By striking out Sec. 10, Lamoille Valley Rail Trail, in its entirety  
6 and inserting in lieu thereof:

7 Sec. 10. LAMOILLE VALLEY RAIL TRAIL

8 (a) Within the Agency of Transportation’s Proposed Fiscal Year 2021

9 Transportation Program for Program Development—Bike & Pedestrian

10 Facilities, authorized spending for Swanton-St. Johnsbury LVRT ( ) is

11 amended as follows:

12		<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
13	<u>FY21</u>			
14	Other	2,500,000	7,030,000	4,530,000
15	Total	2,500,000	7,030,000	4,530,000
16	<u>FY22</u>			
17	Other	3,500,000	7,000,000	3,500,000
18	Total	3,500,000	7,000,000	3,500,000
19	<u>FY23</u>			
20	Other	4,500,000	0	-4,500,000
21	Total	4,500,000	0	-4,500,000

1	<u>FY24</u>			
2	Other	3,500,000	0	-3,500,000
3	Total	3,500,000	0	-3,500,000
4	<u>Sources of funds FY21</u>			
5	State	0	0	0
6	Other	500,000	1,430,000	930,000
7	Federal	2,000,000	5,600,000	3,600,000
8	Total	2,500,000	7,030,000	4,530,000
9	<u>Sources of funds FY22</u>			
10	State	0	0	0
11	Other	0	1,400,000	1,400,000
12	Federal	0	5,600,000	5,600,000
13	Total	0	7,000,000	7,000,000

14 (b) In the Agency of Transportation’s Proposed Fiscal Year 2021  
15 Transportation Program for Program Development—Bike & Pedestrian  
16 Facilities, “Other funds of \$500,000 are General Obligation Bond proceeds  
17 appropriated in the capital bill for the Lamoille Valley Rail Trail” is struck,  
18 and “Other funds of \$2,830,000 are General Obligation Bond proceeds  
19 appropriated in the capital construction act for the Lamoille Valley Rail Trail,  
20 but if matching federal funds are not available or if federal funds do not require

1 a state match, the funds shall be used for projects in a future capital  
2 construction act” is inserted in lieu thereof.

3 Third: By inserting a new Sec. 22 and corresponding reader assistance  
4 heading after Sec. 21 to read as follows:

5 \* \* \* Study on Direct-to-Consumer Motor Vehicle Sales; Report \* \* \*

6 Sec. 22. STUDY ON DIRECT-TO-CONSUMER MOTOR VEHICLE  
7 SALES; REPORT

8 (a) The Agency of Transportation, in consultation with the Attorney  
9 General’s Office, the Department of Financial Regulation, a manufacturer that  
10 engages in direct-to-consumer motor vehicle sales to Vermont consumers, and  
11 the Vermont Vehicle and Automotive Distributors Association, shall conduct a  
12 study and, on or before December 15, 2020, file a written report on the  
13 findings of its study, sources reviewed, and recommendations regarding the  
14 regulation of direct-to-consumer motor vehicle sales with the Senate  
15 Committees on Economic Development, Housing and General Affairs and on  
16 Transportation and the House Committees on Commerce and Economic  
17 Development and on Transportation.

18 (b) The report shall, at a minimum, include a review of:

19 (1) all Vermont consumer protection laws and regulations that currently  
20 apply when a consumer purchases a motor vehicle from a dealer registered  
21 pursuant to 23 V.S.A. chapter 7, subchapter 4, whether those consumer

1 protections currently apply to direct-to-consumer motor vehicle sales, and, if  
2 not, whether those consumer protections should apply to direct-to-consumer  
3 motor vehicle sales;

4 (2) how consumers currently obtain financing in direct-to-consumer  
5 motor vehicle sales and any proposals that would better protect Vermont  
6 consumers who engage in direct-to-consumer motor vehicle sales;

7 (3) how consumers are currently taxed in direct-to-consumer motor  
8 vehicle sales and whether there are steps the State can take to maximize the  
9 collection of taxes owed on direct-to-consumer motor vehicle sales where the  
10 vehicles are operated in Vermont;

11 (4) any enforcement issues related to direct-to-consumer motor vehicle  
12 sales;

13 (5) what reasons, if any, exist to prohibit manufacturers engaged in  
14 direct-to-consumer motor vehicle sales from owning, operating, or controlling  
15 a motor vehicle warranty or service facility in the State and a recommendation  
16 on whether a sales center should be required if a manufacturer engaged in  
17 direct-to-consumer motor vehicle sales is permitted to own, operate, or control  
18 a motor vehicle warranty or service facility in the State;

19 (6) laws, rules, and best practices from other jurisdictions and any model  
20 legislation related to the regulation of direct-to-consumer motor vehicle sales;  
21 and

1           (7) how any proposed amendments to Vermont law regulating direct-to-  
2           consumer motor vehicle sales will affect dealers registered pursuant to  
3           23 V.S.A. chapter 7, subchapter 4; franchisors and franchisees, as defined in  
4           9 V.S.A. § 4085; and other persons who are selling motor vehicles to  
5           Vermonters.

6           (c) As used in this section, “direct-to-consumer motor vehicle sales” means  
7           sales made by:

8           (1) motor vehicle manufacturers that sell or lease vehicles they  
9           manufacture directly to Vermont consumers and not through dealers registered  
10           pursuant to 23 V.S.A. chapter 7, subchapter 4; or

11           (2) other persons that sell or lease new or used motor vehicles directly to  
12           Vermont consumers and not through Vermont licensed dealers registered  
13           pursuant to 23 V.S.A. chapter 7, subchapter 4 on websites such as Carvana,  
14           Vroom, and TrueCar.

15           And by renumbering the remaining section to be numerically correct.

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18           (Committee vote: \_\_\_\_\_)

19           \_\_\_\_\_

20           Senator \_\_\_\_\_

21           FOR THE COMMITTEE