21

1	TO THE HONORABLE SENATE:	
2	The Committee on Finance to which was referred House Bill No. 546	
3	entitled "An act relating to administrative and policy changes to tax laws"	
4	respectfully reports that it has considered the same and recommends that the	
5	Senate propose to the House that the bill be amended by striking out all after	
6	the enacting clause and inserting in lieu thereof the following:	
7	* * * Per Parcel Fee for Property Reappraisal * * *	
8	Sec. 1. 32 V.S.A. § 4041a is amended to read:	
9	§ 4041a. REAPPRAISAL	
10	(a) A municipality shall be paid \$8.50 per grand list parcel per year from	
11	the Education General Fund to be used only for reappraisal and costs related to	
12	reappraisal of its grand list properties and for maintenance of the grand list.	
13	* * *	
14	Sec. 2. 32 V.S.A. § 5412 is amended to read:	
15	§ 5412. REDUCTION OF LISTED VALUE AND RECALCULATION OF	
16	EDUCATION TAX LIABILITY	
17	(a)(1) If a listed value is reduced as the result of an appeal or court action	
18	made pursuant to section 4461 of this title, a municipality may submit a	
19	request for the Director of Property Valuation and Review to recalculate its	
20	education property tax liability for the education grand list value lost due to a	

determination, declaratory judgment, or settlement. The Director shall

recalculate the municipality's education property tax liability for each year at issue, in accord with the reduced valuation, provided that:

- (A) The reduction in valuation is the result of an appeal under chapter 131 of this title to the Director of Property Valuation and Review or to a court, with no further appeal available with regard to that valuation, or any judicial decision with no further right of appeal, or a settlement of either an appeal or court action if the Director determines that the settlement value is the fair market value of the parcel. The Director may waive the requirement of continuing an appeal or court action until there is no further right of appeal if the Director concludes that the value determined by an adjudicated decision is a reasonable representation of the fair market value of the parcel.
- (B) The municipality submits the request on or before January 15 for a request involving an appeal or court action resolved within the previous calendar year.
 - (C) [Repealed.]
- (D) The Director determines that the municipality's actions were consistent with best practices published by the Property Valuation and Review in consultation with the Vermont Assessors and Listers Association. The municipality shall have the burden of showing that its actions were consistent with the Director's best practices.

21 ***

1	* * * Annual Link to Federal Income Tax Law * * *	
2	Sec. 3. 32 V.S.A. § 5824 is amended to read:	
3	§ 5824. ADOPTION OF FEDERAL INCOME TAX LAWS	
4	The statutes of the United States relating to the federal income tax, as in	
5	effect on December 31, 2022 2023, but without regard to federal income tax	
6	rates under 26 U.S.C. § 1, are hereby adopted for the purpose of computing the	
7	tax liability under this chapter and shall continue in effect as adopted until	
8	amended, repealed, or replaced by act of the General Assembly.	
9	Sec. 4. 32 V.S.A. § 7402 is amended to read:	
10	§ 7402. DEFINITIONS	
11	As used in this chapter unless the context requires otherwise:	
12	* * *	
13	(8) "Laws of the United States" means the U.S. Internal Revenue Code	
14	of 1986, as amended through December 31, 2022 2023. As used in this	
15	chapter, "Internal Revenue Code" has the same meaning as "laws of the United	
16	States" as defined in this subdivision. The date through which amendments to	
17	the U.S. Internal Revenue Code of 1986 are adopted under this subdivision	
18	shall continue in effect until amended, repealed, or replaced by act of the	
19	General Assembly.	
20	* * *	

1	* * * Expansion of Renter Credit * * *	
2	Sec. 5. 32 V.S.A. § 6061 is amended to read:	
3	§ 6061. DEFINITIONS	
4	As used in this chapter unless the context requires otherwise:	
5	* * *	
6	(20) "Very low-income limit" means an amount of income 1.3 times the	
7	amount of the income limit for very low-income families as determined by the	
8	U.S. Department of Housing and Urban Development pursuant to 42 U.S.C.	
9	§ 1437a as of June 30 of the taxable year, provided that for claimants who	
10	reside in Franklin or Grand Isle county County, "very low-income limit"	
11	means 1.3 times the average of the very low-income limits for the State as	
12	determined by the U.S. Department of Housing and Urban Development.	
13	* * * Repeal of Property Tax Credit Late Fee * * *	
14	Sec. 6. 32 V.S.A. § 6066a is amended as follows:	
15	§ 6066a. DETERMINATION OF PROPERTY TAX CREDIT	
16	(a) Annually, the Commissioner shall determine the property tax credit	
17	amount under section 6066 of this title, related to a homestead owned by the	
18	claimant, based on the prior taxable year's income and crediting property taxes	
19	paid in the prior year. The Commissioner shall notify the municipality in	
20	which the housesite is located of the amount of the property tax credit for the	
21	claimant for homestead property tax liabilities on a monthly basis. The tax	

credit of a claimant who was assessed property tax by a town that revised the
dates of its fiscal year, however, is the excess of the property tax that was
assessed in the last 12 months of the revised fiscal year, over the adjusted
property tax of the claimant for the revised fiscal year, as determined under
section 6066 of this title, related to a homestead owned by the claimant.

6 ***

- (d) For late claims filed after April 15, the property tax credit amount shall be reduced by \$15.00 [Repealed.]
- 9 ***
- 10 Sec. 7. 32 V.S.A. § 6068 is amended to read:
- 11 § 6068. APPLICATION AND TIME FOR FILING
 - (a) A property tax credit claim or request for allocation of an income tax refund to homestead property tax payment shall be filed with the Commissioner on or before the due date for filing the Vermont income tax return, without extension, and shall describe the school district in which the homestead property is located and shall particularly describe the homestead property for which the credit or allocation is sought, including the school parcel account number prescribed in subsection 5404(b) of this title. A renter credit claim shall be filed with the Commissioner on or before the due date for filing the Vermont income tax return, without extension.

1	(b) If the claimant fails to file a timely claim, the amount of the property	
2	tax credit under this chapter shall be reduced by \$15.00, but not below \$0.00,	
3	which shall be paid to the municipality for the cost of issuing an adjusted	
4	homestead property tax bill. If the claimant files a claim after October 15 but	
5	on or before March 15 of the following calendar year, the property tax credit	
6	under this chapter:	
7	(1) shall be reduced in amount by \$150.00, but not below \$0.00;	
8	(2) shall be issued directly to the claimant; and	
9	(3) shall not require the municipality where the claimant's property is	
10	located to issue an adjusted homestead property tax bill.	
11	(c) No request for allocation of an income tax refund or for a renter credit	
12	claim may be made after October 15. No property tax credit claim may be	
13	made after March 15 of the calendar year following the due date under	
14	subsection (a) of this section.	
15	* * * Utility Property Valuation * * *	
16	Sec. 8. 32 V.S.A. § 4452 is amended to read:	
17	§ 4452. VALUATIONS	
18	(a) On or before May 1 of each year, the Division of Property Valuation	
19	and Review of the Department of Taxes shall furnish the listers in each town or	
20	city with the valuation of all taxable property of any public utility situated	
21	therein as reported by such utility to the Division.	

1	(b) Each public utility shall turnish to the Division not later than March 31	
2	in each year a sworn inventory of all its taxable property in such form as will	
3	show the valuation of its property in each town, city, or other municipality.	
4	(c) The Division shall prescribe the form of such report and the officer or	
5	officers who shall make oath thereto.	
6	(d) The valuations so furnished <u>under this section</u> shall be considered along	
7	with any other information as may reasonably be required by such listers in	
8	determining and fixing the valuations of such property for the purposes of local	
9	property taxation. The Division may require that each municipality use certain	
10	valuations furnished under this section. The valuations provided by the	
11	Division for property used for the transmission and distribution of electricity	
12	shall be used by the listers as the valuations of that property for purposes of	
13	property taxation.	
14	* * * Property Tax Exemptions * * *	
15	Sec. 9. 32 V.S.A. § 3802(22) is added to read:	
16	(22) Real and personal estate owned by a county of this State, except	
17	land and buildings outside of a county's territorial limits shall be subject to	
18	municipal property tax by the municipality in which the land or buildings are	
19	situated. Notwithstanding the preceding provision, the exemption for public,	
20	pious, and charitable uses under subdivision (4) of this section shall be	

1	available for qualifying county land and buildings outside of the county's	
2	territorial limits.	
3	* * * Fuel Tax * * *	
4	Sec. 10. 33 V.S.A. § 2503(d) is amended to read:	
5	(d) No tax under this section shall be imposed for any month ending after	
6	June 30, 2024 <u>2029</u> .	
7	* * * Health IT Fund Sunset Extension * * *	
8	Sec. 11. 2013 Acts and Resolves No. 73, Sec. 60(10), as amended by 2017	
9	Acts and Resolves No. 73, Sec. 14, 2018 Acts and Resolves No. 187, Sec. 5,	
10	2019 Acts and Resolves No. 71, Sec. 21, 2021 Acts and Resolves No. 73,	
11	Sec. 14, and 2023 Acts and Resolves No. 78, Sec. E.306.1, is further amended	
12	to read:	
13	(10) Secs. 48–51 (health care claims tax) shall take effect on July 1,	
14	2013 and Sec. 52 (Health IT-Fund; sunset) shall take effect on July 1, 2025	
15	<u>2026</u> .	
16	Sec. 12. 2019 Acts and Resolves No. 6, Sec. 105, as amended by 2019 Acts	
17	and Resolves No. 71, Sec. 19, 2022 Acts and Resolves No. 83, Sec. 75, and	
18	2023 Acts and Resolves No. 78, Sec. E.306.2, is further amended to read:	
19	Sec. 105. EFFECTIVE DATES	
20	* * *	

1	(b) Sec. 73 (further amending 32 V.S.A. § 10402) shall take effect on July 1,	
2	2025 <u>2026</u> .	
3	* * *	
4	Sec. 13. 32 V.S.A. § 9701(12) is amended to read:	
5	(12)(A) "Casual sale" means an isolated or occasional sale of an item of	
6	tangible personal property by a person who is not regularly engaged in the	
7	business of making sales of that general type of property at retail where the	
8	property was obtained by the person making the sale, through purchase or	
9	otherwise, for his or her the person's own use.	
10	(B) Aircraft as defined in 5 V.S.A. § 202(6), snowmobiles as defined	
11	in 23 V.S.A. § 3201(5), <u>all-terrain vehicles as defined in 23 V.S.A. § 3501(1)</u> ,	
12	motorboats as defined in 23 V.S.A. § 3302(4) 3302(6), and vessels as defined	
13	in 23 V.S.A. § 3302(11) 3302(17) that are 16 feet or more in length are hereby	
14	specifically excluded from the definition of casual sale.	
15	Sec. 14. 32 V.S.A. § 9746 is amended to read:	
16	§ 9746. SNOWMOBILE, <u>ALL-TERRAIN VEHICLE,</u> MOTORBOAT, AND	
17	VESSEL SALES	
18	(a) If a person sells a snowmobile, <u>all-terrain vehicle</u> , motorboat, or vessel	
19	and within three months purchases another such vehicle or vessel, "sales price"	
20	for purposes of the tax on the new vehicle or vessel shall exclude the lesser of:	
21	(1) the sale price of the first vehicle or vessel; or	

1	(2) the average book value at the time of sale of the first vehicle or	
2	vessel.	
3	(b) If a person receives payment under a contract of insurance for:	
4	(1) total destruction of a snowmobile, <u>all-terrain vehicle</u> , motorboat, or	
5	vessel; or	
6	(2) damage to such vehicle or vessel that was then accepted without	
7	repair as a trade-in by the seller of a new snowmobile, <u>all-terrain vehicle</u> ,	
8	motorboat, or vessel; and within three months of following such destruction or	
9	damage the person purchases another snowmobile, motorboat, or vessel, "sales	
10	price" for purposes of the tax on the new vehicle or vessel shall exclude the	
11	insurance payment and any trade-in allowance for the damaged vehicle.	
12	(c) A vendor determining sales price under this section shall obtain in good	
13	faith from the purchaser, on a form provided by the Department of Taxes and	
14	signed by the purchaser and bearing his or her the purchaser's name and	
15	address, a certificate of sale or payment of insurance proceeds with regard to	
16	the first vehicle or vessel.	
17	* * * Fees * * *	
18	Sec. 15. 18 V.S.A. § 5017 is amended to read:	
19	§ 5017. FEES FOR COPIES	
20	(a) For a certified copy of a vital event certificate, the fee shall be \$10.00.	

1	(b) The State Registrar shall waive the fee for certified copies of vital event
2	certificates issued to:
3	(1) an individual attesting to a lack of fixed, regular, and adequate
4	nighttime residence; and
5	(2) an individual between 18 and 24 years of age who resided in a foster
6	home or residential child care facility between 16 and 18 years of age pursuant
7	to placement by a child-placing agency.
8	Sec. 16. 8 V.S.A. § 4800(2)(A)(iii) is amended to read:
9	(iii) Except as provided in subdivisions (I) and (II) of this
10	subdivision, initial and annual producer appointment fees for each qualification
11	set forth in section 4813g of subchapter 1A of this chapter for resident and
12	nonresident producers acting as agents of foreign insurers, \$60.00 \$80.00:
13	Sec. 17. 9 V.S.A. § 5302(e) is amended to read:
14	(e) At the time of the filing of the information prescribed in subsection (a),
15	(b), (c), or (d) of this section, except investment companies subject to 15
16	U.S.C. § 80a-1 et seq., the issuer shall pay to the Commissioner a fee of
17	\$600.00 <u>\$820.00</u> . The fee is nonrefundable.
18	Sec. 18. 9 V.S.A. § 5302(f) is amended to read:
19	(f) Investment companies subject to 15 U.S.C. § 80a-1 et seq. shall pay to
20	the Commissioner an initial notice filing fee of \$2,000.00 \$2,250.00 and an

1	annual renewal fee of \$1,650.00 \$2,000.00 for each portfolio or class of	
2	investment company securities for which a notice filing is submitted.	
3	Sec. 19. 9 V.S.A. § 5410(b) is amended to read:	
4	(b) The fee for an individual is $$120.00 140.00 when filing an application	
5	for registration as an agent, \$120.00 \$140.00 when filing a renewal of	
6	registration as an agent, and \$120.00 \$140.00 when filing for a change of	
7	registration as an agent. The fee is nonrefundable.	
8	* * * Effective Dates * * *	
9	Sec. 20. EFFECTIVE DATES	
10	(a) This section, Secs. 1 (reappraisals), 2 (property valuation and review	
11	waiver), 9 (exemption for county-owned property), 10 (fuel tax extension), and	
12	11 and 12 (extension of Health IT Fund) shall take effect on passage.	
13	(b) Notwithstanding 1 V.S.A. § 214, Secs. 3 and 4 (link to federal income	
14	tax laws) shall take effect retroactively on January 1, 2024 and apply to taxable	
15	years beginning on and after January 1, 2023.	
16	(c) Sec. 5 (renter credit expansion) shall take effect on passage and apply to	
17	claim years 2025 and after.	
18	(d) Secs. 6 and 7 (repeal of property tax credit late fee) shall take effect on	
19	passage and apply to claim years 2024 and after.	
20	(e) Sec. 8 (utility property valuation) shall take effect on passage and apply	
21	to grand lists filed on or after April 1, 2025.	

1	(f) Secs. 13 and 14 (casual sales of ATV	Vs), 15 (fee waiver for vital event
2	certificates), 16 (insurance appointment fee	e), 17–18 (securities filing fees), and
3	19 (registration fee for agents of securities	brokers and issuers) shall take effect
4	on July 1, 2024.	
5		
6		
7		
8	(Committee vote:)	
9		
10		Senator
11		FOR THE COMMITTEE