

1 S.99

2 Senator Hardy moves that the bill be amended as follows:

3 First: By striking out Secs. 40–43, implementation of Department of Motor
4 Vehicles modernization project; driver services, and inserting in lieu thereof
5 the following:

6 Sec. 40. IMPLEMENTATION OF DEPARTMENT OF MOTOR VEHICLES
7 MODERNIZATION PROJECT; GENERAL ASSEMBLY
8 OVERSIGHT

9 (a) Findings. The General Assembly finds that:

10 (1) The Department of Motor Vehicles provides services to almost all
11 Vermonters, including, in fiscal year 2022, engaging in more than a million
12 transactions, with almost half of all transactions being conducted online.

13 (2) The Department is in the middle of the DMV Core System
14 Modernization project, with an estimated launch date for the vehicle services
15 module in November 2023 and with the driver services module expected to
16 launch approximately 18 months after it commences in February 2024.

17 (3) As part of its design and implementation of the vehicle services
18 module, the Department has discovered that one of the barriers to modernizing
19 Department operations is certain outdated statutes. In order to best modernize
20 and optimize Department processes for the future during the months-long
21 module design and development process, the Commissioner of Motor Vehicles

1 has had to make business decisions that conflict with current statutes while the
2 General Assembly was adjourned, prior to an opportunity to seek amendments
3 to those statutes through the legislative process.

4 (4) The driver services module of the DMV Core System Modernization
5 project will design and implement processes to: issue and maintain driver’s
6 licenses and other credentials; support fraud detection and investigation;
7 administer hearings; and administer, manage, and report driver restrictions,
8 convictions, and other information related to driver improvement.

9 (5) Driver services processes are regulated by statute in 23 V.S.A.
10 chapters 1, 3, 5, 9, 11, 24, 25, and 39, as well as more than 15 rules adopted
11 pursuant to authority under Title 23.

12 (6) It is anticipated that in designing and implementing the driver
13 services module, the Commissioner will need to make additional business
14 decisions that conflict with current statutes in order to modernize and optimize
15 Department processes to best serve Vermonters.

16 (7) Of the modernization projects in which the State is currently
17 engaged, the DMV Core System Modernization Project will likely have the
18 most significant impact on existing statutory language, but it is anticipated that
19 other modernization projects, such as the one that the Department of Labor will
20 undertake related to unemployment insurance, will raise similar tensions

1 between promoting efficiencies as part of modernization and contending with
2 outdated statutory provisions.

3 (8) A collaborative partnership between the Department and the General
4 Assembly throughout the driver services module, monitored during legislative
5 adjournment by the Joint Transportation Oversight Committee, the Joint Fiscal
6 Committee, and the House and Senate Committees on Transportation, provides
7 the best opportunity to save money, promote transparency, streamline the
8 process of amending statute to optimize potential efficiencies for Vermonters,
9 and serve as a model for collaboration between branches of State government
10 in future modernization projects.

11 (b) Reports.

12 (1) The Commissioner of Motor Vehicles shall provide two written
13 reports on the design and implementation of the driver services module of the
14 DMV Core System Modernization project to the Joint Transportation
15 Oversight Committee, the Joint Fiscal Committee, and the House and Senate
16 Committees on Transportation. The first shall be due on or before July 1, 2024
17 and the second shall be due on or before December 1, 2024.

18 (2) To the extent practicable, at the time each written report is filed, the
19 Department shall include recommendations on which provisions of statute and
20 rule the Department anticipates will need to be amended or repealed in order to

1 best modernize and optimize Department processes related to the provision of
2 driver services.

3 (c) Joint meetings. The Commissioner of Motor Vehicles shall provide
4 updates on the implementation of the driver services module of the DMV Core
5 System Modernization project by testifying at two joint meetings of the House
6 and Senate Committees on Transportation. The first joint meeting shall be
7 held on or before January 31, 2025 and the second joint meeting shall be held
8 on or before April 30, 2025.

9 (d) General Assembly oversight. To the extent practicable, the Joint
10 Transportation Oversight Committee, the Joint Fiscal Committee, and the
11 House and Senate Committees on Transportation shall promptly express any
12 concerns to the Department regarding any Department recommendations
13 contained in any written report or testimony provided pursuant to subsections
14 (b) and (c) of this section

15 Sec. 41. [Deleted.]

16 Sec. 42. [Deleted.]

17 Sec. 43. [Deleted.]

18 Second: In Sec. 48, effective dates, by striking out subsections (g) and (h)
19 and inserting in lieu thereof the following:

20 (g) All other sections shall take effect on July 1, 2023.