

1

S.326

2 An act relating to miscellaneous amendments to laws relating to motor
3 vehicles

4 The House proposes to the Senate to amend the bill by striking out all after
5 the enacting clause and inserting in lieu thereof the following:

6 * * * Nondriver Identification Cards * * *

7 Sec. 1. 23 V.S.A. § 115 is amended to read:

8 § 115. NONDRIVER IDENTIFICATION CARDS

9 (a)(1) Any Vermont resident who does not have an operator's license may
10 make application to the Commissioner and be issued an identification card that
11 is attested by the Commissioner as to true name, correct age, residential
12 address unless the listing of another address is requested by the applicant or is
13 otherwise authorized by law, and any other identifying data as the
14 Commissioner may require that shall include, in the case of minor applicants,
15 the written consent of the applicant's parent, guardian, or other person standing
16 in loco parentis.

17 * * *

18 (4) An individual shall not hold at the same time an operator's license
19 and a nondriver identification card issued pursuant to this section.

20 * * *

1 * * * Penalties for Operation of Prohibited Vehicles in Smugglers' Notch * * *

2 Sec. 3. 23 V.S.A. § 1006b is amended to read:

3 § 1006b. SMUGGLERS' NOTCH; WINTER CLOSURE OF VERMONT

4 ROUTE 108; VEHICLE OPERATION PROHIBITED

5 * * *

6 (b) Vehicle operation prohibition.

7 * * *

8 (2) The employer of an operator who is operating a vehicle in the scope
9 of employment and violates this subsection or the operator of a vehicle who is
10 operating a vehicle for personal purposes and violates this subsection shall be
11 subject to a civil penalty of ~~\$1,000.00~~ \$10,000.00 or, if the violation results in
12 substantially impeding the flow of traffic on Vermont Route 108, a civil
13 penalty of ~~\$2,000.00~~ \$20,000.00. For a second or subsequent conviction
14 within a three-year period, the applicable penalty shall be doubled.

15 * * *

16 Sec. 4. SMUGGLERS' NOTCH; UPDATED SIGNAGE

17 The Agency of Transportation shall update signage leading to Smugglers'
18 Notch that relates to the prohibitions and penalties set forth in 23 V.S.A.
19 § 1006b to make drivers aware of the increased penalties for operating an
20 oversize vehicle in Smugglers' Notch that are imposed pursuant to Sec. 3 of
21 this act.

1 document shall utilize a secure authentication system that identifies the
2 signatory with a degree of certainty equivalent to or greater than level 2 as
3 described in the National Institute of Standards and Technology’s June 2017
4 Digital Identity Guidelines, NIST Special Publication 800-63-3, Revision 3.

5 (ii) “Supporting documents” include bills of sale, title documents,
6 odometer disclosure forms, and powers of attorney.

7 (C) An insurer shall indemnify and hold harmless the Department for
8 any claims arising from the issuance of a certificate of title based upon
9 supporting documents meeting the requirements of this subdivision (b)(2).

10 * * *

11 * * * Duplicate Titles * * *

12 Sec. 6. 23 V.S.A. § 2022 is amended to read:

13 § 2022. DUPLICATE CERTIFICATE

14 (a) If a certificate of title is lost, stolen, mutilated, or destroyed or becomes
15 illegible, the first lienholder or, if none, the owner or legal representative of the
16 owner named in the certificate, as shown by the records of the Commissioner,
17 shall promptly make application for and may obtain a duplicate title upon
18 furnishing information satisfactory to the Commissioner. ~~‡~~ The duplicate title
19 shall be mailed or, if the person is at a Department of Motor Vehicles location,
20 hand delivered to the first lienholder named in ~~‡~~ the title or, if none, to the
21 owner.

1 * * *

2 Sec. 7. 23 V.S.A. § 3801 is amended to read:

3 § 3801. DEFINITIONS

4 Except when the context otherwise requires, as used in this chapter:

5 * * *

6 (20) “Title or certificate of title” means a written instrument or
7 document that certifies ownership of a vessel, snowmobile, or all-terrain
8 vehicle and is issued by the Commissioner or equivalent official of another
9 jurisdiction.

10 * * *

11 Sec. 8. 23 V.S.A. § 3815 is amended to read:

12 § 3815. DUPLICATE CERTIFICATE

13 (a) If a certificate of title is lost, stolen, mutilated, or destroyed or becomes
14 illegible, the first lienholder or, if none, the owner or legal representative of the
15 owner named in the certificate of title, as shown by the records of the
16 Commissioner, shall promptly make application for and may obtain a duplicate
17 title upon furnishing information satisfactory to the Commissioner. ~~¶~~ The
18 duplicate title shall be mailed or, if the person is at a Department of Motor
19 Vehicles location, hand delivered to the first lienholder named in ~~¶~~ the title or,
20 if none, to the owner.

21 * * *

1 Sec. 11. 23 V.S.A. § 2158 is amended to read:

2 § 2158. FEES FOR TOWING; PUBLIC PROPERTY; FUNDING

3 (a)(1) A towing service may charge a fee of up to ~~\$125.00~~ \$250.00 for
4 towing an abandoned motor vehicle from public property under the provisions
5 of sections 2151–2157 of this subchapter.

6 (2) This fee shall be paid to:

7 (A) ~~the a~~ towing service upon the issuance by the Department of
8 Motor Vehicles of a certificate of abandoned motor ~~vehicles~~ vehicle under
9 section 2156 of this title; or

10 (B) the Agency of Transportation if the Agency has a vehicle towed
11 from a State right-of-way and submits proof acceptable to the Commissioner
12 that the Agency has paid a towing service to tow the vehicle from the State
13 right-of-way.

14 (3) The Commissioner of Motor Vehicles shall notify the Commissioner
15 of Finance and Management, who shall issue payment to the towing service or
16 Agency of Transportation, as applicable, for vehicles removed from public
17 property.

18 * * *

19 Sec. 11a. 23 V.S.A. § 2154 is amended to read:

20 § 2154. IDENTIFICATION AND RECLAMATION OF ABANDONED
21 MOTOR VEHICLES

1 (a) The Department shall make a reasonable attempt to locate and provide
2 notice to an owner of an abandoned motor vehicle.

3 * * *

4 (3) The Department shall maintain and keep current on its website a list
5 of vehicles for which an application for a certificate of abandoned motor
6 vehicle has been filed and contact information for Department personnel to
7 whom evidence of ownership may be presented under subsection (b) of this
8 section. At a minimum and to the extent permitted by federal law, the list shall
9 include the vehicle's make; registration plate number or public vehicle
10 identification number, or both if available; model; model year; and the name
11 and contact information of the person who applied for the certificate of
12 abandoned motor vehicle.

13 * * *

14 * * * Diesel Fuel Tax * * *

15 Sec. 12. 23 V.S.A. § 3015 is amended to read:

16 § 3015. COMPUTATION AND PAYMENT OF TAX

17 (a) Each report required under section 3014 of this title from licensed
18 distributors, dealers, or users shall be accompanied by evidence of an
19 electronic funds transfer payment or a remittance payable to the Department of
20 Motor Vehicles for the amount of tax due, which shall be computed and
21 transmitted in the following manner:

1

* * *

2

~~(3)(A)(b)(1)~~ Distributors and dealers filing a report required under subsection 3014(a) of this title shall transmit payment of taxes due to the Department of Motor Vehicles by means of an electronic funds transfer.

3

4

5

~~(B)(2)~~ Users filing a report required under subsection 3014(b) of this title shall transmit payment of taxes due to the Department of Motor Vehicles by means of an electronic funds transfer payment or by a remittance through the U.S. mail. If a remittance is sent through the U.S. mail properly addressed to the Department of Motor Vehicles, it shall be deemed received on the date shown by the postmark on the envelope containing the report only for purposes of avoiding penalty and interest. In the event a mailing date is affixed to the envelope by a machine owned by or under the control of the person submitting the report and the U.S. Post Office has corrected or changed the date stamped thereon by causing the official U.S. Post Office postmark to also be imprinted on the envelope, the date shown by the official Post Office postmark shall be the accepted date if different from the original postmark.

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~~(4)(c)~~ All taxes, interest, user license fees, and penalties collected by the Department of Motor Vehicles under this chapter shall be paid immediately to the State Treasurer and credited to the Transportation Fund.

18

19

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~~(5)(d)~~ Notwithstanding ~~subdivision (4)~~ subsection (c) of this section, the one cent per gallon fee imposed by this chapter shall be deposited into the

21

1 Petroleum Cleanup Fund established by 10 V.S.A. § 1941. These fees shall be
2 deemed the petroleum distributor licensing fee established by 10 V.S.A.
3 § 1942.

4 * * * Operation of Snowmobiles * * *

5 Sec. 13. 23 V.S.A. § 3207 is amended to read:

6 § 3207. PENALTIES AND REVOCATION OR SUSPENSION OF
7 REGISTRATION

8 * * *

9 (c) A person who violates any of the following sections of this title shall be
10 subject to a civil penalty of \$135.00 for each violation:

11 ~~§ 3202 operation of an unregistered snowmobile~~

12 * * *

13 (g) A person who violates the provisions of section 3202 of this chapter
14 shall be subject to a civil penalty of \$450.00 for a first offense and \$500.00 for
15 a second or subsequent offense within a three-year period.

16 (h) The Commissioner or ~~his or her~~ the Commissioner's authorized agent
17 may suspend or revoke the registration of any snowmobile registered in this
18 State and repossess the number and certificate to it, when ~~he or she~~ the
19 Commissioner is satisfied that:

20 * * *

1 ~~(h)~~(i) Civil penalties established under this section shall be mandatory and
2 ~~may~~ shall not be reduced.

3 * * * Commercial Driver's Licenses * * *

4 Sec. 14. 23 V.S.A. § 4107 is amended to read:

5 § 4107. COMMERCIAL DRIVER'S LICENSE REQUIRED

6 * * *

7 (d)(1) Notwithstanding the provisions of this section, during an emergency
8 declared by the Governor, an employee of a State agency or a Vermont
9 municipality may operate a commercial motor vehicle with a weight of 26,001
10 or more pounds without being required to hold a commercial driver's license
11 while the emergency or emergency condition is ongoing if:

12 (A) expressly permitted to do so pursuant to the terms of the
13 Governor's declaration; and

14 (B) the individual is performing official duties or activities related to
15 the execution of emergency governmental functions pursuant to 49 C.F.R.
16 383.3(d)(2).

17 (2) An individual operating a vehicle pursuant to the provisions of this
18 subsection shall have a valid operator's license issued pursuant to chapter 9 of
19 this title or the applicable laws of another state.

1 (1) ~~“driving”~~ “Driving” means operating a commercial motor vehicle on
2 a public highway, including while temporarily stationary because of traffic, a
3 traffic control device, or other momentary delays. “Driving” does not include
4 operating a commercial motor vehicle with or without the motor running when
5 the operator has moved the vehicle to the side of or off a highway and has
6 halted in a location where the vehicle can safely remain stationary.

7 (2) “Hands-free use” means the use of a portable electronic device
8 without utilizing either hand by employing an internal feature of, or an
9 attachment to, the device or the commercial motor vehicle.

10 (3) “Public highway” means a State or municipal highway as defined in
11 19 V.S.A. § 1(12).

12 (4) “Securely mounted” means the portable electronic device is placed
13 in an accessory specifically designed or built to support the hands-free use of a
14 portable electronic device that is not affixed to the windshield in violation of
15 section 1125 of this title and either:

16 (A) is utilized in accordance with manufacturer specifications; or

17 (B) causes the portable electronic device to remain completely
18 stationary under typical driving conditions.

19 (5) “Texting” means the reading or manual composing or sending of
20 electronic communications, including text messages, instant messages, or
21 email, using a portable electronic device.

1 (6) “Use” means the use of a portable electronic device in any way that
2 is not a hands-free use, including an operator of a motor vehicle holding a
3 portable electronic device in the operator’s hand or hands while operating a
4 motor vehicle.

5 (b) General prohibition on texting.

6 (1) No operator shall engage in texting while driving a commercial
7 motor vehicle on a public highway in Vermont or in a location that is either
8 temporarily or permanently open to the public or the general circulation of
9 vehicles.

10 (2) Texting while driving is permissible by operators of a commercial
11 motor vehicle when necessary to communicate with law enforcement officials
12 or other emergency services.

13 (3) No ~~person may~~ individual shall be issued traffic complaints alleging
14 a violation of this section and a violation of section 1099 of this title from the
15 same incident.

16 (4) The prohibition set forth in this subsection does not apply to:

17 (A) hands-free use;

18 (B) the activation or deactivation of hands-free use, provided the
19 portable electronic device is securely mounted or the activation or deactivation
20 is carried out through an internal feature of the device or the commercial motor

1 vehicle being operated and without the operator utilizing either hand to hold
2 the portable electronic device;

3 (C) the use of a global positioning or navigation system that is
4 installed by the manufacturer of the commercial motor vehicle or securely
5 mounted in the vehicle; or

6 (D) instances where the operator has moved the vehicle to the side of
7 or off the public highway and has stopped the vehicle, with or without the
8 motor running, in a location where the vehicle can safely and lawfully remain
9 stationary.

10 * * *

11 * * * Motorboat Validation Stickers * * *

12 Sec. 17. 23 V.S.A. § 3305 is amended to read:

13 § 3305. FEES

14 * * *

15 (b)(1) Annually or biennially, the owner of each motorboat required to be
16 registered by this State shall file an application for a number with the
17 Commissioner of Motor Vehicles on forms approved by ~~him or her~~ the
18 Commissioner.

19 (2) The application shall be signed by the owner of the motorboat and
20 shall be accompanied by:

1 (A) an annual fee of \$31.00, or a biennial fee of \$57.00, for a
2 motorboat in class A; ~~by~~

3 (B) an annual fee of \$49.00, or a biennial fee of \$93.00, for a
4 motorboat in class 1; ~~by~~

5 (C) an annual fee of \$80.00, or a biennial fee of \$155.00, for a
6 motorboat in class 2; ~~by~~ or

7 (D) an annual fee of \$153.00, or a biennial fee of \$303.00, for a
8 motorboat in class 3.

9 (3)(A) Upon receipt of the application in approved form, the
10 Commissioner shall enter the application upon the records of the Department
11 of Motor Vehicles and issue to the applicant a registration certificate stating
12 the number awarded to the motorboat and the name and address of the owner.

13 (B) The owner shall paint on or attach to each side of the bow of the
14 motorboat the identification number in ~~such~~ the manner ~~as may be~~ prescribed
15 by rules of the Commissioner in order that it may be clearly visible. Validation
16 stickers shall be placed within six inches preceding the registration number on
17 the port side of the motorboat and within six inches following the registration
18 number on the starboard side of the motorboat.

19 (C) The registration shall be void one year from the first day of the
20 month following the month of issue in the case of annual registrations or void

1 two years from the first day of the month following the month of issue in the
2 case of biennial registrations.

3 (D) A motorboat of less than 10 horsepower used as a tender to a
4 registered motorboat shall be deemed registered, at no additional cost, and
5 shall have painted or attached to both sides of the bow the same registration
6 number as the registered motorboat with the number “1” after the number.

7 (E) The number shall be maintained in legible condition.

8 (F) The registration certificate shall be pocket size and shall be
9 available at all times for inspection on the motorboat for which issued,
10 whenever the motorboat is in operation.

11 (G) A duplicate registration may be obtained upon payment of a fee
12 of \$3.00 to the Commissioner.

13 (H) Registration fees shall be allocated in accordance with section
14 3319 of this title.

15 ~~(c) A person engaged in the business of selling or exchanging~~ dealer in
16 motorboats, as defined in subdivision 4(8) of this title, of a type otherwise
17 required to be registered by this subchapter shall register and obtain
18 registration certificates for use as described under subdivision (1) of this
19 subsection, subject to the requirements of chapter 7 of this title. A
20 manufacturer of motorboats may register and obtain registration certificates
21 under this section.

1 (1) A dealer motorboat registration number may be used:

2 (A) for the purpose of testing or adjusting motorboats in the
3 immediate vicinity of ~~his or her~~ the dealer's place of business;

4 * * *

5 (C) for demonstration when the prospective purchaser is operating
6 the motorboat and is not accompanied by the dealer or ~~his or her~~ the dealer's
7 employee, but not for more than three days;

8 * * *

9 (4) The Commissioner shall issue a registration certificate of number for
10 each identifying number awarded to the dealer in the manner described in
11 subsection ~~(a)~~(b) of this section, except that a motorboat shall not be described
12 in the certificate. A dealer's registration certificate expires one year from the
13 first day of the month of issuance.

14 (5) A dealer's identifying number shall be displayed as required by
15 subsection ~~(a)~~(b) of this section except that the number may be temporarily
16 attached.

17 * * *

18 (d)(1) Registration of a motorboat ends when the owner transfers title to
19 another. The former owner shall immediately return directly to the
20 Commissioner the registration certificate previously assigned to the transferred

1 motorboat with the date of sale and the name and residence of the new owner
2 endorsed on the back of the certificate.

3 (2) When a person transfers the ownership of a registered motorboat to
4 another, files a new application, and pays a fee of \$6.00, ~~he or she~~ the person
5 may have registered in ~~his or her~~ the person's name another motorboat of the
6 same class for the remainder of the registration period without payment of any
7 additional registration fee. However, if the fee for the registration of the
8 motorboat sought to be registered is greater than the registration fee for the
9 transferred motorboat, the applicant shall pay the difference between the fee
10 first paid and the fee for the class of motorboat sought to be registered.

11 * * *

12 (g) The owner shall notify the Commissioner of the transfer of any part of
13 the owner's interest other than the creation of a security interest in a motorboat
14 numbered in this State under subsections ~~(a) and (b)~~ and (c) of this section or
15 of the destruction or abandonment of the motorboat, within 15 days after the
16 transfer, destruction, or abandonment. The transfer, destruction, or
17 abandonment shall end the certificate of number for the motorboat except that
18 in the case of a transfer of a part interest that does not affect the owner's right
19 to operate the motorboat, the transfer shall not end the certificate of number.

20 (h) Any holder of a registration certificate shall notify the Commissioner
21 within 15 days if ~~his or her~~ the holder's address ceases to be the address

1 appearing on the certificate and shall, as a part of the notification, furnish the
2 Commissioner with ~~his or her~~ the holder's new address. The Commissioner
3 may provide by rule for the surrender of the certificate bearing the former
4 address and its replacement with a certificate bearing the new address or for
5 the alteration of an outstanding certificate to show the new address of the
6 holder.

7 * * *

8 * * * Personal Flotation Devices * * *

9 Sec. 18. 23 V.S.A. § 3306 is amended to read:

10 § 3306. LIGHTS AND EQUIPMENT

11 * * *

12 (b)(1) Personal flotation devices. Each vessel, except sailboards, shall,
13 consistent with federal regulations, carry for each individual aboard at least
14 one wearable U.S. Coast Guard-approved personal flotation device that is in
15 good and serviceable condition and capable of being used in accordance with
16 the U.S. Coast Guard approval label.

17 * * *

18 (4) Cold weather.

19 (A) Except as otherwise provided pursuant to subdivision (B) of this
20 subdivision (b)(4), on or before May 1 of each year and on or after November
21 1 of each year, all individuals aboard a vessel, while under way and the

1 individual is on an open deck, shall wear a properly secured wearable U.S.
2 Coast Guard–approved personal flotation device as intended by the
3 manufacturer.

4 (B) The requirements of this subdivision (b)(4) shall not apply to an
5 individual who is:

6 (i) aboard a vessel that is located in water that is not more than
7 three feet deep; and

8 (ii) actively engaged in hunting or bow fishing and who holds a
9 valid license issued under 10 V.S.A. part 4.

10 (C) A violation of this subdivision (b)(4) shall not be subject to the
11 penalty set forth in section 3317 of this chapter or constitute a traffic violation
12 pursuant to section 2302 of this title.

13 (5) Inspected commercial vessels. U.S. Coast Guard-inspected
14 commercial vessels shall be exempt from the provisions of this subsection.

15 * * *

16 Sec. 19. PERSONAL FLOTATION DEVICES; COLD WEATHER
17 REQUIREMENTS; EDUCATION AND OUTREACH

18 On or before September 30, 2026, the Department of Public Safety, in
19 consultation with the U.S. Coast Guard and the Departments of Fish and
20 Wildlife, of Forests, Parks, and Recreation, of Motor Vehicles, and of Health,
21 shall develop and implement a public education and outreach campaign to

1 make the public aware of the requirements under 23 V.S.A. § 3306(b)(4)
2 related to the use of personal flotation devices from November 1 through May
3 1. The outreach campaign shall include online and written information, which
4 may be distributed to municipalities, retailers, and public and water safety
5 organizations.

6 * * * Kei Vehicles * * *

7 Sec. 20. 23 V.S.A. § 4 is amended to read:

8 § 4. DEFINITIONS

9 Except as may otherwise be provided by law, and unless the context
10 otherwise requires in statutes relating to motor vehicles and enforcement of the
11 law regulating vehicles, as provided in this title and 20 V.S.A. part 5, the
12 following definitions shall apply:

13 * * *

14 (28) “Pleasure car” ~~shall include~~ includes all motor vehicles not
15 otherwise defined in this title and ~~shall include~~ includes plug-in electric
16 vehicles, battery electric vehicles, or plug-in hybrid electric vehicles as defined
17 pursuant to subdivision (85) of this section, and kei vehicles as defined
18 pursuant to subdivision (90) of this section.

19 * * *

20 (72) “Farm truck” means a motor truck or kei truck that, at the option of
21 the owner, may be registered under the provisions of subsection 367(f) of this

1 title or may be unregistered when used in accordance with subsection 370(b) of
2 this title.

3 * * *

4 (89) “Kei truck” means a kei vehicle that is designed, used, or
5 maintained primarily for the transportation of property.

6 (90) “Kei vehicle” means a motor vehicle that has four wheels, an
7 engine displacement of 660 cubic centimeters or less, an overall length of 130
8 inches or less, an overall height of 78 inches or less, and an overall width of 60
9 inches or less.

10 Sec. 21. 23 V.S.A. § 1044 is added to read:

11 § 1044. OPERATION OF KEI VEHICLES

12 (a) A kei vehicle registered as a pleasure car shall be subject to all
13 provisions of this title that are applicable to pleasure cars.

14 (b) A kei truck registered as a farm truck shall be subject to all provisions
15 of this title that are applicable to farm trucks.

16 (c) The Traffic Committee and political subdivisions of this State shall not
17 adopt any rules or ordinances that would have the effect of prohibiting:

18 (1) a kei vehicle that is registered as a pleasure car from being operated
19 in the same manner and locations as other pleasure cars; and

20 (2) a kei truck that is registered as a farm truck from being operated in
21 the same manner and locations as other farm trucks.

- 1 (D) brake rotors;
2 (E) lighting;
3 (F) electrical systems and components;
4 (G) windshield;
5 (H) windows;
6 (I) windshield wipers;
7 (J) vehicle body; and
8 (K) in the discretion of the Commissioner, any other vehicle systems
9 or components.

10 (4) In preparing the amendments to the inspection manual, the
11 Department shall determine whether any tests or procedures require
12 amendment or elimination, including the on-highway road test for brakes and
13 the headlamp aiming test.

14 (5) In preparing the amendments to the inspection manual, the
15 Department shall provide additional visual guidance regarding when certain
16 conditions warrant failure of an inspection.

17 (b) On or before August 1, 2026, the Department of Motor Vehicles shall:

18 (1) file with the Secretary of State pursuant to the provisions of 3 V.S.A.
19 § 838 proposed amendments to the Inspection of Motor Vehicles rules (CVR
20 14-050-022) necessary to implement the provisions of this section; and

1 (2) adopt emergency rules pursuant to 3 V.S.A. § 844 to implement the
2 provisions of this section while permanent rule amendments are pending,
3 which shall be deemed to have met the standard for emergency rulemaking set
4 forth in 3 V.S.A. § 844(a).

5 (c) The Commissioner of Motor Vehicles shall submit to the House and
6 Senate Committees on Transportation the following reports regarding the rule
7 amendments proposed pursuant to this section:

8 (1) Not more than five days after the Department files proposed rule
9 amendments to the Inspection of Motor Vehicles rules (CVR 14-050-022) with
10 the Secretary of State pursuant to 3 V.S.A. § 838, the Commissioner shall
11 submit a summary of the proposed amendments and an annotated copy of the
12 inspection manual that shows the proposed changes.

13 (2) Not more than five days after the Department files final proposed
14 rule amendments to the Inspection of Motor Vehicles rules (CVR 14-050-022)
15 with the Secretary of State and Legislative Committee on Administrative Rules
16 pursuant to 3 V.S.A. § 841, the Commissioner shall submit a summary of the
17 proposed amendments, an annotated copy of the inspection manual that shows
18 the proposed changes, and a copy of the responsiveness summary, if any, that
19 is submitted with the final proposed rules pursuant to 3 V.S.A. § 841(b)(2).

20 (3) Not more than five days after the Department files the adopted rule
21 amendments to the Inspection of Motor Vehicles rules (CVR 14-050-022) with

1 the Secretary of State and Legislative Committee on Administrative Rules
2 pursuant to 3 V.S.A. § 843, the Commissioner shall submit a brief written
3 statement of the date on which the rule amendments were submitted pursuant
4 to 3 V.S.A. § 843, the effective date of the rule amendments, and any changes
5 to the final proposed rule that were approved by the Legislative Committee on
6 Administrative Rules.

7 (d) Nothing in this section shall be construed to permit the Department of
8 Motor Vehicles to amend the rules relating to emissions inspections for motor
9 vehicles.

10 * * * Limited-Use Specialty Vehicles * * *

11 Sec. 23. 23 V.S.A. § 4 is amended to read:

12 § 4. DEFINITIONS

13 Except as may otherwise be provided by law, and unless the context
14 otherwise requires in statutes relating to motor vehicles and enforcement of the
15 law regulating vehicles, as provided in this title and 20 V.S.A. part 5, the
16 following definitions shall apply:

17 * * *

18 (91) “Limited-use specialty vehicle” means a motor vehicle that is:

19 (A) built by either:

20 (i) a manufacturer that manufactures not more than 325 vehicles
21 per year for sale in the United States; or

1 (ii) an individual and not for resale;

2 (B) maintained solely for occasional transportation, including
3 exhibitions, club activities, parades, and other functions of public interest; and

4 (C) not used for daily transportation of passengers or property on any
5 highway.

6 Sec. 24. 23 V.S.A. § 375 is added to read:

7 § 375. LIMITED-USE SPECIALTY VEHICLES

8 (a) The Commissioner shall issue a certificate of registration for not more
9 than 12 additional limited-use specialty vehicles per year.

10 (b) A vehicle that has been registered as a limited-use specialty vehicle
11 shall not be permitted to be registered as any other type of vehicle.

12 (c) The annual fee for registration of a limited-use specialty vehicle shall be
13 \$26.00.

14 (d) A vehicle registered under this section may be used on public
15 highways:

16 (1) in exhibitions, club activities, parades, and other functions of public
17 interest; and

18 (2) for occasional transportation of passengers or property, not to exceed
19 one day per week.

20 Sec. 25. 23 V.S.A. § 1222 is amended to read:

21 § 1222. INSPECTION OF REGISTERED VEHICLES

1

* * *

2 (f) Notwithstanding the provisions of subsection (a) of this section, a
3 limited-use specialty vehicle registered pursuant to section 375 of this title
4 shall undergo a safety inspection and visual emissions inspection each year but
5 shall not be required to undergo an OBD systems inspection.

6

* * * License Plates * * *

7 Sec. 26. 23 V.S.A. § 511 is amended to read:

8 § 511. MANNER OF DISPLAY

9 (a) Number plates.

10 (1) A motor vehicle operated on any highway shall have displayed in a
11 conspicuous place either one or two number plates as the Commissioner may
12 require. ~~Such~~ The number plates shall be furnished by the Commissioner and
13 shall show the number assigned to ~~such~~ the vehicle by the Commissioner. If
14 only one number plate is furnished, the ~~same~~ plate shall be securely attached to
15 the rear of the vehicle. If two are furnished, one shall be securely attached to
16 the rear and one to the front of the vehicle.

17 (2) Except as otherwise provided by law:

18 (A) ~~The number~~ Number plates shall be kept entirely unobscured,
19 and the numerals and letters ~~thereon~~ on the plates shall be plainly legible at all
20 times.

1 and the numerals and letters ~~thereon~~ on the plate shall be plainly legible at all
2 times as provided pursuant to subsection (a) of this section.

3 Sec. 27. REPEAL

4 23 V.S.A. § 518 (electronic issuance of temporary plate and temporary
5 registration) is repealed.

6 * * * Tax Record Confidentiality; Disclosure; Agency of Transportation * * *

7 Sec. 28. 32 V.S.A. § 3102 is amended to read:

8 § 3102. CONFIDENTIALITY OF TAX RECORDS

9 * * *

10 (e) The Commissioner may, in the Commissioner's discretion and subject
11 to such conditions and requirements as the Commissioner may provide,
12 including any confidentiality requirements of the Internal Revenue Service,
13 disclose a return or return information:

14 * * *

15 (25) To the Agency of Transportation, provided that the disclosure
16 relates to tax revenue generated on the premises of airports in the State and is
17 necessary to demonstrate compliance with Federal Aviation Administration
18 grant funding requirements relating to airport revenue.

19 * * *

1 * * * Motorcycle Exhaust Requirements * * *

2 Sec. 29. 23 V.S.A. § 1260 is added to read:

3 § 1260. MOTORCYCLE EXHAUST; EXCESSIVE NOISE;

4 PROHIBITIONS

5 (a) A motorcycle operated on a highway shall be equipped with an exhaust
6 system that includes a muffler or other mechanical device designed to reduce
7 the noise emitted by the motorcycle.

8 (b) A motorcycle shall be in violation of this section if the motorcycle's
9 exhaust system:

10 (1) has missing or removed internal baffles;

11 (2) has a cutout or bypass;

12 (3) has been modified to bypass the muffler system; or

13 (4) is a straight-pipe or similar type of exhaust system that does not
14 include any mechanical features to reduce the noise emitted by the motorcycle.

15 (c) A motorcycle that violates the requirements of this section shall not
16 pass an inspection required under section 1222 of this chapter.

17 (d) The provisions of this section shall not apply when a motorcycle is
18 operated in a race, contest, or demonstration of speed or skill at an authorized
19 public exhibition held in accordance with applicable State and municipal laws.

20 Sec. 30. MOTORCYCLE EXHAUST; INSPECTION MANUAL;

21 RULEMAKING

