

**S.123 as Passed Senate: Section-by-Section Summary and Information**

Summary and Information for S.123 as Passed Senate

<b>Section</b>	<b>Heading</b>	<b>Summary</b>	<b>Notes</b>
<b>1</b>	Amends 23 V.S.A. § 4(28). Definitions	<ul style="list-style-type: none"> <li>Clarifies that “pleasure car” includes plug-in electric, battery electric, and plug-in hybrid vehicles.</li> </ul>	<ul style="list-style-type: none"> <li>DMV Proposal</li> </ul>
<b>2</b>	Amends 23 V.S.A. § 7. Enhanced Driver’s License	<ul style="list-style-type: none"> <li>Clarifies that documents to prove identity are required for new applications only.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>3</b>	Amends 23 V.S.A. § 115. Nondriver Identification Cards	<ul style="list-style-type: none"> <li>Adds language permitting an individual with a nondriver ID to elect to be an organ donor.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>4</b>	Amends 23 V.S.A. § 304a. Special Registration Plates and Placards for Individuals with Disabilities	<ul style="list-style-type: none"> <li>Updates law to reflect that volunteer driver placards are not marked “volunteer driver”.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>5</b>	Amends 23 V.S.A. § 115(a). Nondriver Identification Cards	<ul style="list-style-type: none"> <li>Waives fee for a nondriver ID card for individuals under 23 who are transitioning out of foster care in Vermont.</li> </ul>	<ul style="list-style-type: none"> <li>Added by Senate Transportation Committee (STC)</li> </ul>
<b>6</b>	Amends 23 V.S.A. § 376. State, Municipal, Fire Department, and Rescue Organization Motor Vehicles	<ul style="list-style-type: none"> <li>Waives EV Infrastructure Fee for EVs owned by State, municipalities, and volunteer fire and rescue organizations.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> <li>STC amended to apply to counties and clarify application to emergency medical services</li> </ul>
<b>7</b>	Amends 23 V.S.A. § 378. Veterans’ Exemptions	<ul style="list-style-type: none"> <li>Waives the EV Infrastructure Fee and emissions fees for veterans who received a vehicle through financial assistance from the U.S. Dept. of Veterans’ Affairs.</li> <li>Extends fee waiver to any qualifying veteran discharged under other than dishonorable conditions.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> <li>STC amended to include EV Infrastructure fee and expand eligibility to all veterans eligible for VA benefit</li> </ul>

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<b>8</b>	Amends 23 V.S.A. § 608. Fees	<ul style="list-style-type: none"> <li>• Provides reduced operator’s license fees for individuals receiving SSI or SSDI benefits.</li> <li>• Waives operator’s license and motorcycle endorsement fees for individuals under 23 who are transitioning out of foster care in Vermont.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> <li>• STC adjusted fee amounts upwards</li> <li>• STC added language re: individuals transitioning out of foster care</li> </ul>
<b>9</b>	Amends 23 V.S.A. § 617. Learner’s Permit	<ul style="list-style-type: none"> <li>• Waives learner’s permit fees for individuals under 23 who are transitioning out of foster care in Vermont.</li> <li>• Permits individual to print replacement motorcycle learners permit from online account for free</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposed free replacement motorcycle learners’ permit</li> <li>• STC added language re: individuals transitioning out of foster care</li> </ul>
<b>10</b>	Amends 23 V.S.A. § 4111a. Commercial Learner’s Permit	<ul style="list-style-type: none"> <li>• Provides that commercial learner’s permits shall include a photo of the holder.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>11</b>	Amends 23 V.S.A. § 4122. Deferring Imposition of Sentence; Prohibition on Masking or Diversion	<ul style="list-style-type: none"> <li>• Prohibits deferred sentence for CDL permit holders who commit traffic violations.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>12</b>	Amends 23 V.S.A. § 632. Examination Required; Waiver	<ul style="list-style-type: none"> <li>• Permits waiver of driver’s test for holder of junior operator’s license from another jurisdiction.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>

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<b>13</b>	Amends 23 V.S.A. § 634. Fee for Examination	<ul style="list-style-type: none"> <li>• Provides that \$29.00 scheduling fee will be charged on or before July 1, 2026.</li> <li>• Permits waiver of fee if appointment is canceled at least 48 hours in advance or for good cause.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposed eliminating scheduling fee, which is not being charged yet</li> <li>• Sen. Finance amended language to provide that the fee would be charged beginning on or before 7/1/26 and could be waived for good cause.</li> </ul>
<b>14</b>	Amends 23 V.S.A. § 603. Application for and Issuance of License	<ul style="list-style-type: none"> <li>• Provides that operator’s privilege cards shall bear the phrase “non-REAL ID” to conform with federal law.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>15</b>	Amends 23 V.S.A. § 604. Early Renewal	<ul style="list-style-type: none"> <li>• Permits an operator’s license or privilege card to be renewed early and for the applicant to pay a prorated fee based on the number of years left on original license.</li> </ul>	<ul style="list-style-type: none"> <li>• Added by STC</li> </ul>
<b>16</b>	Amends 23 V.S.A. § 115b. Early Renewal	<ul style="list-style-type: none"> <li>• Permits an Nondriver ID to be renewed early and for the applicant to pay a prorated fee based on the number of years left on original ID.</li> </ul>	<ul style="list-style-type: none"> <li>• Added by STC</li> </ul>
<b>17</b>	Information Regarding Privilege Cards and Nondriver IDs; Intent	<ul style="list-style-type: none"> <li>• States intent that individuals who do not want to or cannot provide documentation necessary for a REAL ID be given information about operator’s privilege cards and nondriver IDs.</li> </ul>	<ul style="list-style-type: none"> <li>• Added by STC</li> </ul>

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<b>18</b>	Outreach	<ul style="list-style-type: none"> <li>Requires DMV to develop a public outreach campaign regarding rights to obtain a license or ID card, right to self-attest to gender marker, and reduced fees available to certain individuals.</li> </ul>	<ul style="list-style-type: none"> <li>Added by STC</li> </ul>
<b>19</b>	Amends 23 V.S.A. § 705. Commercial Driving Instructors	<ul style="list-style-type: none"> <li>Establishes experience requirements for commercial motor vehicle behind the wheel and theory instructors.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>20</b>	Amends 23 V.S.A. § 734. Instructor Requirements and Training	<ul style="list-style-type: none"> <li>Reduces the amount of licensed experience as a motorcycle operator that is required to be a motorcycle instructor from four years to two years.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>21</b>	Amends 32 V.S.A. § 8902. Definitions	<ul style="list-style-type: none"> <li>Replaces NADA Official Used Car Guide with JD Power Values for purposes of determining clean trade-in value of used car to reflect acquisition of NADA Used Car Guide by JD Power.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>22</b>	Amends 32 V.S.A. § 8907. Commissioner; Computation of Taxable Costs	<ul style="list-style-type: none"> <li>Replaces NADA Official Used Car Guide with JD Power Values for purposes of determining clean trade-in value of used car to reflect acquisition of NADA Used Car Guide by JD Power.</li> <li>Permits Commissioner to develop process to determine value of vehicles not in JD Power Values.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>23</b>	Amends 32 V.S.A. § 8914. Refund	<ul style="list-style-type: none"> <li>Provides that request for purchase and use tax refund must be submitted within one year of paying tax.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>

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<b>24</b>	Amends 23 V.S.A. § 326. Refund Upon Loss of Vehicle	<ul style="list-style-type: none"> <li>Permits Commissioner to accept proof other than a returned registration or plates as proof that a vehicles registration was cancelled for purposes of refunding registration fee for destroyed vehicle.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>25</b>	Amends 23 V.S.A. § 3020. Credits and Refunds	<ul style="list-style-type: none"> <li>Shortens period in which to request a fuel tax refund from 33 months to 12 months.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>26</b>	Amends 23 V.S.A. § 1704a. Alteration of Odometers	<ul style="list-style-type: none"> <li>Clarifies that penalty for alteration of odometers applies to all offenses described in section.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>27</b>	Amends 23 V.S.A. § 102. Duties of Commissioner	<ul style="list-style-type: none"> <li>Adds cross reference to definition of “conviction” for clarity.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>28</b>	Amends 23 V.S.A. § 108. Application Forms	<ul style="list-style-type: none"> <li>Adds cross reference to definition of “conviction” for clarity.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>29</b>	Amends 23 V.S.A. § 1709. Report of Convictions to Commissioner of Motor Vehicles	<ul style="list-style-type: none"> <li>Adds cross reference to definition of “conviction” for clarity.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>30</b>	Amends 23 V.S.A. § 1200. Definitions	<ul style="list-style-type: none"> <li>Adds cross reference to definition of “conviction” for clarity.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>31</b>	Amends 23 V.S.A. § 1205. Civil Suspension; Summary Procedure	<ul style="list-style-type: none"> <li>Adds clarification throughout section that drunken driving provisions apply to an individual operating a vehicle <u>at or above</u> the legal limit.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>32</b>	Amends 23 V.S.A. § 1205(d). Civil Suspension; Summary Procedure	<ul style="list-style-type: none"> <li>Updates notice of intent to suspend for drunken driving to provide that the notice does not serve as a temporary license.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>
<b>33</b>	Amends 23 V.S.A. § 114. Fees	<ul style="list-style-type: none"> <li>Adds a fee for bulk electronic records requests to reflect actual fees charged.</li> </ul>	<ul style="list-style-type: none"> <li>DMV proposal</li> </ul>

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<b>34</b>	Amends 23 V.S.A. § 367. Trucks	<ul style="list-style-type: none"> <li>• Updates weights for truck registration fees to reflect Department’s fee schedule.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>35</b>	Amends 32 V.S.A. § 8902. Definitions	<ul style="list-style-type: none"> <li>• Updates purchase and use tax definitions with definition of mail and clarified cross reference in definition of motor vehicle.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>36</b>	Amends 32 V.S.A. § 8905. Collection of Tax; Education; Appeals	<ul style="list-style-type: none"> <li>• Requires Commissioner to establish appeal procedures for purchase and use tax and to create education and outreach materials for appeal process.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>37</b>	Amends 23 V.S.A. § 2502. Point Assessment; Schedule	<ul style="list-style-type: none"> <li>• Adds cross-reference to statute prohibiting excessive speed in point assessment for operating 30+ mph over the speed limit.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>38</b>	Repeals 2024 Acts and Resolves No. 165, Secs. 14, 15, and 16	<ul style="list-style-type: none"> <li>• Repeals window tinting amendments from last year’s motor vehicle bill.</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>
<b>39</b>	Amends 23 V.S.A. § 1125. Obstructing Windshields and Windows	<ul style="list-style-type: none"> <li>• Provides that windshield and windows to either side of driver must allow at least 70% visible light transmission.</li> <li>• Effective July 1, 2026.</li> </ul>	<ul style="list-style-type: none"> <li>• Added by STC</li> </ul>
<b>40</b>	Legislative Intent; Tinted Windows	<ul style="list-style-type: none"> <li>• States intent that vehicles with windows tinted in violation of 23 V.S.A. § 1125 will fail inspection.</li> <li>• Effective July 1, 2026.</li> </ul>	<ul style="list-style-type: none"> <li>• Added by STC</li> </ul>
<b>41</b>	Rulemaking; Periodic Inspection Manual; Tinted Windows; Outreach	<ul style="list-style-type: none"> <li>• Requires DMV to update inspection manual and implement a public outreach campaign for new window tinting provisions.</li> </ul>	<ul style="list-style-type: none"> <li>• Added by STC</li> </ul>
<b>42</b>	Amends 23 V.S.A. § 3501. Definitions	<ul style="list-style-type: none"> <li>• Updates definition of ATV to allow for wider vehicles (72” vs. 64”).</li> </ul>	<ul style="list-style-type: none"> <li>• DMV proposal</li> </ul>

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<b>43</b>	Used Motor Vehicles; Purchase and Use Tax; Inspections; Study Committee; Report	<ul style="list-style-type: none"> <li>Creates study committee to examine assessment of purchase and use tax on used vehicles and to examine possible modifications to inspection manual for warning lights related to non-safety issues.</li> </ul>	<ul style="list-style-type: none"> <li>Added by STC</li> </ul>
<b>44</b>	Effective Dates	<ul style="list-style-type: none"> <li>Secs. 39 and 40 (window tinting) take effect July 1, 2026.</li> <li>Remainder of bill is effective July 1, 2025.</li> </ul>	

Department of Motor Vehicle Proposals Omitted from S.123 as Passed Senate

<b>Section</b>	<b>Proposal</b>	<b>Removed by</b>
23 V.S.A. § 307. Carrying of Registration Certificate; Replacement and Corrected Certificates	Replacement registration certificates from online account may be printed for no charge	STC