

1 H.954

2 Representatives Scheu of Middlebury, Ancel of Calais, Anthony of Barre  
3 City, Beck of St. Johnsbury, Brennan of Colchester, Canfield of Fair Haven,  
4 Donovan of Burlington, Kornheiser of Brattleboro, Masland of Thetford, Till  
5 of Jericho, and Young of Greensboro move that the House concur in the Senate  
6 proposal of amendment with further proposals of amendment as follows:

7 First: By striking out Sec. 4, [Deleted.], in its entirety and inserting a new  
8 Sec. 4 to read as follows:

9 Sec. 4. BILLING AND COLLECTION OF EDUCATION PROPERTY TAX;  
10 DEPARTMENT OF TAXES; REPORT

11 On or before February 1, 2021, the Department of Taxes, in consultation  
12 with the Vermont League of Cities and Towns, the Vermont Municipal Clerks'  
13 and Treasurers' Association, the Vermont Bankers Association, and the  
14 Association of Vermont Credit Unions, shall submit to the House Committees  
15 on Ways and Means and on Government Operations and the Senate  
16 Committees on Finance and on Government Operations a report studying  
17 potential approaches to transitioning the responsibility for billing and  
18 collecting the statewide education property tax from municipalities to the  
19 Department. The report shall include recommended legislation and estimates  
20 of the fiscal impact of the transition.



1	<u>Not over \$20,000.00</u>	<u>\$ 0.00</u>
2	<u>\$20,001.00 to \$30,000.00</u>	<u>\$10.00</u>
3	<u>\$30,001.00 to \$40,000.00</u>	<u>\$15.00</u>
4	<u>\$40,001.00 to \$50,000.00</u>	<u>\$20.00</u>
5	<u>\$50,001.00 to \$60,000.00</u>	<u>\$25.00</u>
6	<u>\$60,001.00 to \$70,000.00</u>	<u>\$30.00</u>
7	<u>\$70,001.00 to \$80,000.00</u>	<u>\$35.00</u>
8	<u>\$80,001.00 to \$90,000.00</u>	<u>\$40.00</u>
9	<u>\$90,001.00 to \$100,000.00</u>	<u>\$45.00</u>
10	<u>\$100,001.00 and over</u>	<u>the lesser of \$150.00 or</u>
11		<u>0.05% of adjusted gross</u>
12		<u>income.</u>

13 Third: By striking out Sec. 10a, 32 V.S.A. § 9741(54), in its entirety and  
14 inserting in lieu thereof:

15 Sec. 10a. [Deleted.]

16 Fourth: By striking out Secs. 19–19a, 529 plans, in their entirety and  
17 inserting in lieu thereof:

18 Sec. 19. 32 V.S.A. § 5825a(b) is amended to read:

19 (b) A taxpayer who has received a credit under subsection (a) of this  
20 section shall repay to the Commissioner 10 percent of any distribution from a  
21 higher education investment plan account, ~~which distribution is not used~~

1 ~~exclusively for costs of attendance at an approved postsecondary education~~  
2 ~~institution as defined in 16 V.S.A. § 2822(6), up to a maximum of the total~~  
3 credits received by the taxpayer under subsection (a) of this section minus any  
4 amount of repayment of such credits in prior tax years except when the  
5 distribution:

6 (1) is used exclusively for costs of attendance at an approved  
7 postsecondary education institution as defined in 16 V.S.A. § 2822(6);

8 (2) qualifies as an expense associated with a registered apprenticeship  
9 program pursuant to 26 U.S.C. § 529(c)(8); or

10 (3) is made after the death of the beneficiary or after the beneficiary  
11 becomes disabled pursuant to subdivisions (q)(2)(C) and (m)(7) of 26 U.S.C.  
12 § 72.

13 (c) Repayments under this subsection (b) of this section shall be subject to  
14 assessment, notice, penalty and interest, collection, and other administration in  
15 the same manner as an income tax under this chapter.

16 Sec. 19a. [Deleted.]

17 Fifth: By striking out Secs. 26, official State revenue estimate, and 27,  
18 2019 Acts and Resolves No. 20, Sec. 109, and their reader assistance headings  
19 in their entireties and inserting in lieu thereof:

20 Sec. 26. [Deleted.]

21 Sec. 27. [Deleted.]

1        Sixth: By striking out Sec. 29, effective dates, and its reader assistance  
2 heading in their entirety and inserting in lieu thereof:

3                                \* \* \* Tax Increment Financing Districts \* \* \*

4        Sec. 29. TAX INCREMENT FINANCING DISTRICTS; DEBT  
5                                INCURRENCE PERIODS; EXTENSIONS

6        (a) Notwithstanding any other provision of law, the period to incur  
7 indebtedness is extended for the following tax increment financing districts:

8                                (1) The Barre City Downtown Tax Increment Financing District is  
9 extended to March 31, 2023.

10                                (2) The Bennington Downtown Tax Increment Financing District is  
11 extended to March 31, 2028.

12                                (3) The Burlington Downtown Tax Increment Financing District is  
13 extended to March 31, 2022.

14                                (4) The three properties located within the Burlington Waterfront Tax  
15 Increment Financing District at 49 Church Street and 75 Cherry Street, as  
16 designated on the City of Burlington's Tax Parcel Maps as Parcel ID# 044-4-  
17 004-000, Parcel ID# 044-4-004-001, and Parcel ID# 044-4-033-000, is  
18 extended to June 30, 2022; provided, however, that the extension of the period  
19 to incur indebtedness is subject to the City of Burlington's submission to the  
20 Vermont Economic Progress Council on or before June 30, 2022 of an  
21 executed construction contract with a completion guarantee by the owner of

1 the parcels evidencing commitment to construct not less than \$50 million of  
2 private development on the parcels.

3 (5) The Montpelier Tax Increment Financing District is extended to  
4 March 31, 2029.

5 (6) The South Burlington Tax Increment Financing District is extended  
6 to March 31, 2023.

7 (7) The St. Albans City Downtown Tax Increment Financing District is  
8 extended to March 31, 2023.

9 (b) This section does not:

10 (1) extend any period that the municipal or education tax increment may  
11 be retained by the tax increment financing districts listed in subsection (a) of  
12 this section.

13 (2) amend any other tax increment financing requirements set forth in 24  
14 V.S.A. chapter 53, subchapter 5; 32 V.S.A. § 5404a; or the TIF District Rule  
15 adopted in May 2015, applicable to the tax increment financing districts listed  
16 in subsection (a) of this section.

17 Sec. 30. 2013 Acts and Resolves No. 80, Sec. 18, as amended by 2016 Acts  
18 and Resolves No. 134, Sec. 9a, is further amended to read:

19 Sec. 18. BURLINGTON WATERFRONT TIF

20 (a) The authority of the City of Burlington to incur indebtedness for its  
21 waterfront tax increment financing district is hereby extended for five years

1 beginning January 1, 2015; provided, however, that the City is authorized to  
2 extend the period to incur indebtedness for 6.5 years beginning on January 1,  
3 2015 for three properties located within the waterfront tax increment financing  
4 district at 49 Church Street and 75 Cherry Street, as designated on the City's  
5 Tax Parcel Maps as the following:

- 6 (1) Parcel ID# 044-4-004-000;
- 7 (2) Parcel ID# 044-4-004-001;
- 8 (3) Parcel ID# 044-4-033-000.

9 \* \* \*

10 ~~(e) The extension of the period to incur indebtedness for the specific~~  
11 ~~parcels in subdivision (a)(1)–(3) of this section is subject to the City of~~  
12 ~~Burlington's submission to the Vermont Economic Progress Council of an~~  
13 ~~executed construction contract with a completion guarantee by the owner of~~  
14 ~~the parcels evidencing commitment to construct not less than \$50 million of~~  
15 ~~private development on the parcels.~~

16 \* \* \* Effective Dates \* \* \*

17 Sec. 31. EFFECTIVE DATES

18 This act shall take effect on passage except:

19 (1) Notwithstanding 1 V.S.A. § 214, Sec. 8, 32 V.S.A. § 5870 (use tax  
20 reporting), shall take effect retroactively on January 1, 2020 and apply to  
21 taxable years beginning on and after January 1, 2020.

1           (2) Sec. 11 (universal service charge) shall take effect on July 1, 2021.

2           (3) Notwithstanding 1 V.S.A. § 214, Secs. 13–14 (annual link to federal  
3           statutes) shall take effect retroactively on January 1, 2020 and apply to taxable  
4           years beginning on and after January 1, 2019.

5           (4) Notwithstanding 1 V.S.A. § 214, Sec. 16 (TY 2016 refunds) shall  
6           take effect retroactively on April 15, 2020.