

CONFIDENTIAL
LEGISLATIVE BILL REVIEW FORM: 2015

Bill Number: H.240 Name of Bill: An Act Relating to miscellaneous technical corrections to laws governing motor vehicles, motorboats and other vehicles

Agency/Dept: State Police Marine/Snowmobile Author of Bill Review: Sgt. J.R. Underhill

Date of Bill Review: 02/20/2015 Related Bills and Key Players: _____

Status of Bill: (check one)

xx Upon Introduction _____ As passed by 1st body _____ As passed by both bodies _____

Recommended Position:

xx Support _____ Oppose _____ Remain Neutral _____ Support with modifications identified in # 8 below _____

Analysis of Bill

(This legislative bill review as prepared by personnel from the State Police Marine/Snowmobile Division analyzes language in the bill that pertains to the enforcement of motorboat/snowmobile laws. This bill review does not address changes such as administrative refunds, false documents, administrative license fees, jitneys, school bus requirements and height and weight limits etc.)

1. **Summary of bill and issue it addresses.** This bill proposes to make miscellaneous technical corrections to laws governing motor vehicles, motorboats and other vehicles.

This legislative bill review will specifically address the following proposed changes -

Title 23 VSA Section 458 -Temporary Plate on Sold or Exchanged Vehicles (Motor Boats)

Title 23 VSA Section 3205-Snowmobile Equipment

Title 23 VSA Section 3303-Operation of Unnumbered Motorboat Prohibited

Title 23 VSA 3307-Exemption From Vermont Numbering Provisions

Title 23 VSA 3312 (d)-U.S Coast Guard Inland Navigation Rules

2. **Is there a need for this bill?** The bill as written allows for several technical changes. The new re-writes of language also addresses updated federal codes that are cross referenced under state law.

The proposed wording changes for Section 458 clarifies and allows for the operator to carry a temporary decal issued by a dealer while in a motorboat.

The changes under Section 3205 proposes that a TMA decal need not be displayed if the operator possesses a completed TMA form in accordance with subdivision 3202 (a) (7). (electronic format)

The changes under Section 3303 proposes to relocate the language that pertains to vessel numbering exceptions.

The changes under Section 3307 proposes to only reformat the numbering and lettering of the paragraph subdivisions.

The changes under Section 3312 proposes to cross reference 33 C.F.R. Part 83 as adopted as the operative rules for Lake Champlain, Lake Memphremagog and Wallace Pond.

3. What are likely to be the fiscal and programmatic implications of this bill for this Department?

The proposed changes do not appear to greatly affect the State Police Marine/Snowmobile Division fiscally or programmatically. Law enforcement personnel would have to be trained in reference to the minor wording changes of the law. This would be a nominal expense to present updated training at in-service sessions.

4. What might be the fiscal and programmatic implications of this bill for other departments in state government, and what is likely to be their perspective on it?

The proposed changes will cause the need for Title 23 manuals to be updated to reflect new language (Printing expenses). The Title 23 manual is updated every year so the state would only incur a nominal expense to re- write several of the laws.

5. What might be the fiscal and programmatic implications of this bill for others, and what is likely to be their perspective on it? (for example, public, municipalities, organizations, business, regulated entities, etc)

The VAST organization will probably support the changes under 3205. Allowing any snowmobiler to purchase a TMA on line and then ride the trail system legally for 10 days without displaying a VAST decal would increase revenue for the VAST organization. The snowmobiler would then receive the TMA decal in the mail for proper display.

All other changes listed above for Sections 458, 3303, 3307 and 3312 (d) will most likely not have any fiscal or programmatic implications for any other entities.

6. Other Stakeholders:

6.1 Who else is likely to support the proposal and why? Law enforcement and any other entity that enforces Title 23. The new language is easier to interpret thus making it easier to understand.

6.2 Who else is likely to oppose the proposal and why? It does not appear that anyone would oppose the proposal.

7. Rationale for recommendation: The bill as written has updated language that clarifies existing laws. Updated language was also needed to reflect changes in federal boating laws as they are updated from time to time as well.

8. Specific modifications that would be needed to recommend support of this bill: The language that pertains specifically to motor boats and snowmobiles does not require any modifications from the State Police Marine/Snowmobile Division perspective.

9. Gubernatorial appointments to board or commission? N/A

Please return this bill review as a Microsoft Word or PDF document to laura.gray@state.vt.us and Jessica.mishaan@state.vt.us

Secretary/Commissioner has reviewed this document

A handwritten signature in blue ink, appearing to be "K. Gray", is written over a faint rectangular stamp.

Date: 3/12/15