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H.176

Introduced by Representatives Small of Winooski, Andrews of Westford,
Anthony of Barre City, Berbeco of Winooski, Black of Essex,
Bluemle of Burlington, Bos-Lun of Westminster, Brumsted of
Shelburne, Cina of Burlington, Garofano of Essex, Hyman of
South Burlington, LaMont of Morristown, Leavitt of Grand
Isle, Lipsky of Stowe, McGill of Bridport, Mulvaney-Stanak of
Burlington, Pajala of Londonderry, Rachelson of Burlington,
Roberts of Halifax, Sibilia of Dover, Sims of Craftsbury, Stone
of Burlington, Surprenant of Barnard, and Waters Evans of
Charlotte

Referred to Committee on

Date:

Subject: Motor vehicles; secondary enforcement

Statement of purpose of bill as introduced: This bill proposes to designate
certain motor vehicle violations as violations that may only be enforced if a
law enforcement officer has detained the operator of a vehicle for another
suspected violation.

An act relating to secondary enforcement of certain motor vehicle violations

1 It is hereby enacted by the General Assembly of the State of Vermont:

2 Sec. 1. 23 V.S.A. § 9 is added to read:

3 § 9. SECONDARY ENFORCEMENT OF VIOLATIONS

4 (a) The following offenses may be enforced only if a law enforcement
5 officer has detained the operator of a motor vehicle for another suspected
6 violation:

7 (1) section 307 of this title (failure to carry a registration certificate);

8 (2) subsection 511(c) of this title (failure to display registration sticker
9 or failure to display unobstructed license numbers);

10 (3) section 512 of this title (failure to display number plate on trailer or
11 semi-trailer);

12 (4) subsections 601(a) and 676(a) of this title (operation by an individual
13 without a valid driver's license under certain circumstances);

14 (5) section 615 of this title (operation by an individual with a learner's
15 permit);

16 (6) section 1031 of this title (operation on the right side of the highway);

17 (7) section 1110 of this title (prolonged idling);

18 (8) section 1125 of this title (operation with an obstructed windshield or
19 windows);

20 (9) subsection 1222(c) of this title (operation of an uninspected motor
21 vehicle); and

1 (10) subsection 1248(a) of this title (taillights), but only if a single
2 taillight or the brake light portion of a single taillight is broken.

3 (b) An operator shall not be subject to the penalty established for the
4 violations listed in subsection (a) of this section unless the operator is required
5 to pay a penalty for a primary violation.

6 Sec. 2. EFFECTIVE DATE

7 This act shall take effect on July 1, 2023.