

1 H.674

2 Introduced by Representatives Burke of Brattleboro, Sibia of Dover,

3 Stebbins of Burlington, and White of Hartford

4 Referred to Committee on

5 Date:

6 Subject: Motor vehicles; trailers and semi-trailers; removal of snow and ice

7 Statement of purpose of bill as introduced: This bill proposes to require the
8 removal of accumulated snow and ice from a motor vehicle, and any trailer or
9 semi-trailer drawn by the motor vehicle, prior to operation on a public highway
10 to the extent needed to avoid a threat to persons or property caused by the
11 dislodging of accumulated ice or snow or by obstruction of the operator's
12 view.

13 An act relating to requiring the removal of snow and ice from vehicles
14 operated on public highways

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

16 Sec. 1. 23 V.S.A. § 1126a is amended to read:

17 § 1126a. DEPOSITING SNOW ONTO OR ACROSS CERTAIN

18 HIGHWAYS PROHIBITED; REMOVAL OF SNOW AND ICE

19 PRIOR TO OPERATION

1 (a) No person, other than an employee in the performance of ~~his or her~~ the
2 employee's official duties or other person authorized by the Agency of
3 Transportation (in the case of State highways) or selectboard (in the case of
4 town highways), shall plow or otherwise deposit snow onto the traveled way,
5 shoulder, or sidewalk of a State highway or a class 1, 2, or 3 town highway.

6 (b) ~~Nothing in this section should~~ Subsection (a) of this section shall not be
7 construed to be in derogation of any municipal ordinance regulating the deposit
8 of snow within the limits of town highways.

9 (c)(1) Prior to operating a motor vehicle on a public highway, the operator
10 shall cause accumulated ice and snow to be removed from the surfaces of the
11 motor vehicle and any trailer or semi-trailer drawn by the motor vehicle,
12 including the windshield, windows, hood, trunk, and roof of the motor vehicle,
13 and the top of any trailer or semi-trailer, to the extent needed to avoid a threat
14 to persons or property caused by the dislodging of accumulated ice or snow or
15 by obstruction of the operator's view.

16 (2) An operator does not violate subdivision (1) of this subsection if the
17 ice or snow has accumulated on the vehicle during a continuous period of
18 operation, provided the operator uses wipers to clear the windshield.

19 (d)(1) An operator who fails to cause the removal of ice and snow as
20 required under subsection (c) of this section while operating a commercial

1 motor vehicle as defined in section 4103 of this title shall be subject to a civil
2 penalty of:

3 (A) not less than \$100.00 for a first violation;

4 (B) not less than \$200.00 for a second violation; and

5 (C) not less than \$500.00 for a third or subsequent violation.

6 (2) An operator who fails to cause the removal of ice and snow as
7 required under subsection (c) of this section while operating a motor vehicle
8 other than a commercial motor vehicle shall be subject to a civil penalty of not
9 less than \$25.00 and not more than \$75.00.

10 Sec. 2. EFFECTIVE DATE

11 This act shall take effect on July 1, 2022.