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H.762

Introduced by Representatives Keenan of St. Albans City, Dakin of
Colchester, and Fagan of Rutland City

Referred to Committee on

Date:

Subject: Motor vehicles; registration; farm trucks; agricultural custom service
vehicles

Statement of purpose of bill as introduced: This bill proposes to impose a
registration fee for farm trucks and agricultural custom service vehicles
registered under 23 V.S.A. § 367(f) that is equivalent to the registration fee for
motor trucks of the same weight and that incremental revenues from these
registration fees be deposited in the Vermont Working Lands Enterprise Fund.

An act relating to farm truck and agricultural custom service vehicle
registration fees

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

Sec. 1. 23 V.S.A. § 367 is amended to read:

§ 367. TRUCKS

(a)(1) The annual fee for registration of tractors, truck-tractors, or motor
trucks except truck cranes, truck shovels, road oilers, bituminous distributors,
and farm trucks ~~used as hereinafter specified~~ shall be based on the total weight

1 of the truck-tractor or motor truck including body and cab plus the heaviest
2 load to be carried. In computing the fees for registration of tractors, truck-
3 tractors, or motor trucks with trailers or semi-trailers attached, except trailers
4 or semi-trailers with a gross weight of less than 6,000 pounds, the fee shall be
5 based upon the weight of the tractor, truck-tractor, or motor truck, the weight
6 of the trailer or semi-trailer, and the weight of the heaviest load to be carried
7 by the combined vehicles. In addition to the fee set out in the following
8 schedule, the fee for vehicles weighing between 10,000 and 25,999 pounds
9 inclusive shall be an additional \$35.50, the fee for vehicles weighing between
10 26,000 and 39,999 pounds inclusive shall be an additional \$70.98, the fee for
11 vehicles weighing between 40,000 and 59,999 pounds inclusive shall be an
12 additional \$248.48, and the fee for vehicles 60,000 pounds and over shall be an
13 additional \$390.48. The fee shall be computed at the following rates per 1,000
14 pounds of weight determined as above specified and rounded up to the nearest
15 whole dollar; and the minimum fee for registering a tractor, truck-tractor, or
16 motor truck to 6,000 pounds shall be the same as for the pleasure car type:

17 * * *

18 (f)(1) The annual fee for registration of a farm truck of a total weight,
19 determined as provided in subsection (a) of this section, used only for the
20 transportation of agricultural products produced on, and material to be used in
21 connection with the operation of, a farm or farms owned, operated, or occupied

1 by the registrant, or motor trucks ~~which~~ that are agricultural custom service
2 vehicles as defined in subdivision 4(70) of this title, shall be the same as the
3 registration fee of a motor truck of the same weight as specified in
4 subsection (a) of this section. A registration fee collected under this
5 subdivision shall be deposited in the Vermont Working Lands Enterprise Fund
6 created at 6 V.S.A. § 4605, except that a portion of the fee shall be deposited in
7 the Transportation Fund as follows:

8 (A) \$40.00 if the total gross weight of the vehicle is less than 18,000
9 pounds. ~~If the;~~

10 (B) \$61.00 if the total gross weight is at least 18,000 pounds but is
11 less than 35,000 pounds, ~~the fee shall be \$61.00. If;~~

12 (C) \$115.00 if the total gross weight is at least 35,000 pounds but
13 does not exceed is less than 60,000 pounds, ~~the fee shall be \$115.00. If; and~~

14 (D) \$182.50 if the total gross weight exceeds is at least 60,000
15 pounds but does not exceed 80,000 pounds, ~~the fee shall be \$182.50.~~

16 (2) In the event that a farm truck or agricultural custom service vehicle
17 so registered is thereafter registered for general use during the same
18 registration year, the fee or a pro rata portion thereof shall be applied toward
19 the fee for general registration, and a pro rata portion of the fee deposited in
20 the Vermont Working Lands Enterprise Fund shall be transferred to the

1 Transportation Fund. The provisions of this subdivision shall not apply to
2 licensed cattle and poultry dealers.

3 * * *

4 Sec. 2. 23 V.S.A. § 368 is amended to read:

5 § 368. MISUSE OF FARM REGISTRATION

6 (a) A person shall not operate or move upon a highway a motor truck,
7 registered as a farm truck:

8 (1) with a gross weight, including load and vehicle, exceeding the
9 weight for which it is registered under section 367 of this title; or

10 (2) for any purpose other than the transportation of agricultural products
11 produced on, or materials to be used in connection with the operation of, a
12 farm.

13 (b)(1) Any truck operated or moved in violation of ~~this statute~~ subdivision
14 (a)(1) of this section is in violation of section 1408 of this title, and an operator
15 thereof shall be subject to the penalties specified in section 1391a of this title.

16 (2) Any truck operated or moved in violation of subdivision (a)(2) of
17 this section shall be required to be registered as a commercial truck and any
18 person in violation of this section shall be fined subject to a civil penalty of not
19 more than \$175.00 \$25.00 for each offense.

20 Sec. 3. EFFECTIVE DATE

21 This act shall take effect on July 1, 2018.