

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	5 - 0 - 2
Yeas:	Berger, Edwards C., Esquivel, Holvey, Schaufler
Nays:	0
Exc.:	Rosenbaum, Smith P.
Prepared By:	Theresa Van Winkle, Administrator
Meeting Dates:	4/11, 4/20

WHAT THE MEASURE DOES: Allows a recreational vehicle (RV) park owner to remove a RV from their premises if the vehicle has parked or driven onto the property without permission. Clarifies that when a dealer submits a part to a warrantor, the warrantor is to reimburse the dealer equal to 130% of the warranty party's cost plus shipping costs. Clarifies that the provision applies to parts that were separately warranted by a vehicle parts supplier to a consumer, and the cost is no less than the same price the dealer pays to a warrantor or supplier for the part for a nonwarranty repair. Outlines procedures to follow when a warrantor disallows a dealer's claim for a defective part because the warrantor alleges the part is not defective.

ISSUES DISCUSSED:

- Recreational vehicle part warranties
- Oregon being a center for RV manufacturers and sales
- Attendance levels and economic impact at RV shows and rallies
- Sales which take place at RV shows and rallies
- Frustration from trying to remove illegal vehicles from RV park spaces
- Level of support from stakeholders

EFFECT OF COMMITTEE AMENDMENT: Replaces the bill.

BACKGROUND: Current landlord-tenant law does not address remedies for recreational vehicle (RV) park landlords when they experience a "midnight move-in," in which a RV has been driven onto a space without permission of the park owner, or a rental agreement, and refuses to leave the space. The typical response is to call the police and report a trespass or commence an action for an ejectment proceeding, but there is no speedy remedy for the park owner. HB 2758 A allows a park owner to give some type of demand or notice to the occupant before the owner commences an eviction proceeding.

HB 2670 (2003) established structures for RV dealers and RV manufacturers for business dealings and remedies for activity outside franchise agreements similar to laws regarding automobile dealers and manufacturers. HB 2758 A provides a technical fix to the legislation in regard to reimbursement of a warranty that has been negotiated between the RV dealer and the manufacturer, ensuring that reimbursement is received by the dealer.