74th OREGON LEGISLATIVE ASSEMBLY - 2007 Regular Session MEASURE: SB 431 B STAFF MEASURE SUMMARY CARRIER: Rep. Nelson

House Committee on Consumer Protection

REVENUE: No revenue impact FISCAL: No fiscal impact

Action: Do Pass as Amended and Be Printed Engrossed

Vote: 7 - 0 - 0

Yeas: Bonamici, Galizio, Gilliam, Girod, Nelson, Riley, Holvey

Nays: 0 Exc.: 0

Prepared By: Steve Dixon, Administrator

Meeting Dates: 5/18, 5/25

WHAT THE MEASURE DOES: Prohibits landlords with ongoing relationships with towing businesses from removing tenants' vehicles without notice unless notice was given prior to tenancy agreed to in writing authorizing tow without notice and sticker provided to prevent tower from removing vehicle. Defines "ongoing relationship with towing business." Provides exceptions to notice. Prohibits towing inoperable vehicle without 72 hour notice. Prohibits towing for expired registration.

ISSUES DISCUSSED:

- Predatory towing practices
- Landlord-Tenant Coalition
- The need for towing agreements and terms to be in leases

EFFECT OF COMMITTEE AMENDMENT: Ensures that local ordinances are enforceable. Permits a car to be towed if it is blocking emergency zones, sidewalks and entry or exit from a property.

BACKGROUND: The Landlord-Tenant Coalition worked on amendments to SB 431A which originally outlawed predatory towing. The amendments do not prohibit predatory towing, but, instead, require notice to the tenant of any towing arrangement and notice to the tenant on certain tows. It also prohibits towing for expired stickers.