

House Bill 2272

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for Department of Transportation)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Adds compliance with certain emission standards as requirement for registration of motor vehicle.

A BILL FOR AN ACT

1
2 Relating to requirements for registering motor vehicles; amending ORS 803.350.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 803.350 is amended to read:

5 803.350. This section establishes the requirements for qualification for registration. The De-
6 partment of Transportation shall not issue registration to a vehicle if the requirements under this
7 section are not met. The department, in the absence of just cause for refusing to register a vehicle
8 upon application, shall assign a distinctive number or other distinctive means of identification and
9 shall issue registration for a vehicle if all of the following requirements are met:

10 (1) The applicant applies for and is granted title in the applicant's name at the same time the
11 person makes application for registration, or presents satisfactory evidence that title covering the
12 vehicle has been previously issued to the applicant.

13 (2) The applicant completes an application described under ORS 803.370. If the vehicle is a re-
14 constructed or assembled vehicle or a replica, the person must indicate that fact in the application
15 or be subject to ORS 803.225.

16 (3) The applicant pays the department the registration fee established under ORS 803.420 and
17 any applicable fees for issuance of registration plates.

18 (4) For motor vehicles, proof of compliance with pollution control equipment requirements is
19 provided to the department. Proof required to comply with this subsection is described under ORS
20 815.310. This subsection does not apply if the vehicle is exempt from the requirements for proof of
21 compliance under ORS 815.300.

22 (5) The applicant is domiciled in this state, as described in ORS 803.355, if required by ORS
23 803.360 to be domiciled in the state in order to register a vehicle. If the department has reason to
24 believe that the applicant is not domiciled in this state and is required to be in order to register a
25 vehicle, the department may require the person to submit proof of domicile. The department shall
26 determine by rule what constitutes proof of domicile.

27 (6) The applicant owns a vehicle that qualifies under ORS 803.360 (2) for registration in this
28 state, if the owner is not domiciled in this state and is not required by ORS 803.200, or any other
29 provision of law, to register the vehicle in this state.

30 (7) The applicant surrenders all evidence of any former registration or title as required by ORS
31 803.380.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **(8)(a) Beginning with 2009 model year new motor vehicles, the applicant provides proof**
2 **of compliance with low emission motor vehicle standards adopted pursuant to ORS 468A.360.**
3 **The department shall determine by rule what constitutes proof of compliance with low**
4 **emission motor vehicle standards.**

5 **(b) The department shall determine by rule which new motor vehicles are exempt from**
6 **the requirements of this subsection. Any rules adopted pursuant to this paragraph shall be**
7 **consistent with the Environmental Quality Commission standards adopted pursuant to ORS**
8 **468A.360.**

9 **(c) For purposes of this subsection, “new motor vehicle” means a motor vehicle with**
10 **7,500 miles or less on the odometer when the vehicle is initially registered under ORS 803.420**
11 **(1), 805.100 or 805.120.**

12 [(8)] (9) If required to do so by the department, the applicant provides the department with
13 satisfactory proof that the vehicle was designed to be operated on highways and meets equipment
14 requirements imposed by statute or rule for the lawful operation of a vehicle on highways. The de-
15 partment may adopt rules specifying the kinds of vehicles that are subject to this subsection and
16 what constitutes satisfactory proof under this subsection.

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