

A-Engrossed
House Bill 2435

Ordered by the House May 8
Including House Amendments dated May 8

Sponsored by Representative GARRARD; Representative SCHAUFLEER (at the request of Auto Appraisers of Oregon)

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.

Establishes *four* **two** types of vehicle appraiser certificates.

Creates offense of acting as vehicle appraiser without certificate. Punishes by fine not exceeding \$720.

A BILL FOR AN ACT

1
2 Relating to vehicle appraiser certificates; creating new provisions; and amending ORS 819.230 and
3 822.700.

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

5 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of the Oregon Vehicle**
6 **Code.**

7 **SECTION 2. (1) A person commits the offense of acting as a vehicle appraiser without a**
8 **certificate if the person is not the holder of a vehicle appraiser certificate or a master ve-**
9 **hicle appraiser certificate and the person:**

10 (a) **Represents that the person is a vehicle appraiser; or**

11 (b) **Appraises a vehicle.**

12 (2) **This section does not apply to:**

13 (a) **A person who holds a vehicle dealer certificate issued or renewed under ORS 822.020**
14 **or 822.040; or**

15 (b) **A person from another jurisdiction who holds a vehicle appraiser certificate requiring**
16 **qualifications substantially similar to a vehicle appraiser or master vehicle appraiser in this**
17 **state.**

18 (3) **The offense described in this section, acting as a vehicle appraiser without a certif-**
19 **icate, is a Class A violation.**

20 **SECTION 3. ORS 819.230 is amended to read:**

21 819.230. (1) A person who is issued *[an]* **a vehicle appraiser certificate or a master vehicle**
22 **appraiser certificate by the Department of Transportation under this section is qualified to appraise**
23 **any vehicle, including** vehicles for sale under ORS 819.210 and 819.220.

24 (2) The department shall establish rules to provide for issuance of **vehicle appraiser certif-**
25 **icates and master vehicle** appraiser certificates under this section. Rules adopted by the depart-
26 ment under this section shall provide for all of the following:

27 (a) A method of ascertaining the qualifications and competence of individuals to conduct vehicle

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 appraisals in accordance with the rules of the department and generally accepted methods of ap-
2 praisal.

3 (b) A system for issuance of **vehicle appraiser certificates and master vehicle** appraiser cer-
4 tificates to persons who qualify under the rules of the department.

5 (c) Procedures and grounds for revocation or suspension of **vehicle appraiser certificates and**
6 **master vehicle** appraiser certificates issued under this section if the department determines the
7 person holding the certificate has violated the rules adopted by the department.

8 (d) A procedure for renewal of **vehicle appraiser certificates and master vehicle** appraiser
9 certificates issued under this section.

10 **(3) The department may establish rules to adopt educational requirements for issuance**
11 **or renewal of vehicle appraiser certificates and master vehicle appraiser certificates.**

12 ~~[(3)]~~ **(4) Vehicle appraiser certificates and master vehicle** appraiser certificates issued under
13 this section are subject to the following:

14 (a) A certificate shall expire [*two*] **three** years from the date of issuance unless renewed ac-
15 cording to the rules of the department.

16 (b) The department shall not issue [*an*] **a vehicle appraiser certificate or a master vehicle**
17 appraiser certificate to a person until the person has paid the fee for issuance of [*an*] **a vehicle**
18 **appraiser certificate or a master vehicle** appraiser certificate under ORS 822.700.

19 (c) The department shall not renew [*an*] **a vehicle appraiser certificate or a master vehicle**
20 appraiser certificate issued under this section until the holder has paid the fee for renewal of [*an*]
21 **a vehicle appraiser certificate or a master vehicle** appraiser certificate under ORS 822.700.

22 **SECTION 4.** ORS 822.700 is amended to read:

23 822.700. (1) Fee for issuance of dismantler certificates:

24 (a) \$450, for an original dismantler certificate covering a single place of business issued under
25 ORS 822.110;

26 (b) \$90, for a supplemental certificate for each additional place of business to be covered by that
27 certificate and operated under the same name; and

28 (c) \$30, for each duplicate dismantler certificate issued under ORS 822.110.

29 (2) Fee for renewal of dismantler certificate under ORS 822.125, \$450.

30 (3) Fee for original issuance of vehicle dealer certificate under ORS 822.020:

31 (a) \$958, for a certificate covering a single place of business;

32 (b) \$230, for each additional place of business to be covered by the certificate and operated un-
33 der the same name; and

34 (c) \$30, for each corrected vehicle dealer certificate issued under ORS 822.040.

35 (4) Fee for renewal of vehicle dealer certificate under ORS 822.040:

36 (a) \$958, for renewal of a vehicle dealer certificate covering a single place of business; and

37 (b) \$230, for each additional place of business to be covered by the certificate and operated un-
38 der the same name.

39 (5) Fee for issuance of towing business certificate under ORS 822.205, \$17 for each vehicle used
40 for towing or recovery purposes.

41 (6) Fee for renewal of towing business certificate under ORS 822.210, \$17 for each vehicle used
42 for towing or recovery purposes.

43 (7) Fee for issuance of vehicle transporter certificate under ORS 822.310, \$150.

44 (8) Fee for renewal of vehicle transporter certificate under ORS 822.310, \$150.

45 (9) Fee for issuance of driver training instructor certificate under ORS 822.530, \$100.

- 1 (10) Fee for renewal of driver training certificate under ORS 822.530, \$100.
2 (11) Fee for issuance of commercial driver training school certificate under ORS 822.515, \$200.
3 (12) Fee for renewal of commercial driver training school certificate under ORS 822.515, \$200.
4 (13) Fee for issuance of **vehicle** appraiser certificate under ORS 819.230, [~~\$50~~] **\$75**.
5 (14) Fee for renewal of [~~an~~] **vehicle** appraiser certificate under ORS 819.230, [~~\$50~~] **\$75**.
6 **(15) Fee for issuance of master vehicle appraiser certificate under ORS 819.230, \$150.**
7 **(16) Fee for renewal of master vehicle appraiser certificate under ORS 819.230, \$150.**
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