

House Bill 2437

Sponsored by Representative GARRARD; Representative SCHAUFLEER (at the request of Oregon Vehicle Dealer Association)

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**.

Requires person to complete education requirements within three years prior to submitting application for issuance of vehicle dealer certificate.

A BILL FOR AN ACT

1
2 Relating to vehicle dealer certificates; amending ORS 822.027.

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

4 **SECTION 1.** ORS 822.027 is amended to read:

5 822.027. (1) Except as provided in subsection (2) of this section, the following education re-
6 quirements apply to an applicant for a vehicle dealer certificate under ORS 822.020 or 822.040:

7 (a) An applicant for a vehicle dealer certificate under ORS 822.020 must complete a minimum
8 of eight hours of approved education programs described in subsection (4) of this section and pass
9 a test **within three years** prior to submitting an application for the certificate; and

10 (b) An applicant for a renewal certificate under ORS 822.040 must complete a minimum of five
11 hours per year in a licensing period of approved continuing education programs described in sub-
12 section (4) of this section prior to submitting an application for the renewal certificate.

13 (2) The education requirements in subsection (1)(a) of this section do not apply to an applicant
14 for a vehicle dealer certificate under ORS 822.020 or 822.040 if, at the time of application, the ap-
15 plicant holds another certificate issued under ORS 822.020 or 822.040.

16 (3) The continuing education requirements of subsection (1)(b) of this section do not apply to an
17 applicant for renewal of a vehicle dealer certificate under ORS 822.040 if the applicant is:

18 (a) A dealer having a franchise in this state for nationally advertised and recognized motor ve-
19 hicles;

20 (b) A dealer having a franchise in this state for new recreational vehicles;

21 (c) A motor vehicle rental company having a national franchise under the ownership of a cor-
22 poration that operates throughout the United States; or

23 (d) A national auction company that holds a vehicle dealer certificate and a dismantler certif-
24 icate whose primary activity in this state is the sale or disposition of totaled vehicles.

25 (4) Education programs and the test required in subsection (1) of this section may be developed
26 by any motor vehicle industry organization including, but not limited to, the Oregon Independent
27 Auto Dealers Association and shall be submitted to the advisory committee established under ORS
28 802.370 for approval. The committee shall approve any program or test that pertains to the motor
29 vehicle industry and includes state and federal law in at least the following areas:

30 (a) Motor vehicle advertising;

31 (b) Odometer laws and regulations;

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 (c) Vehicle licensing and registration;
 - 2 (d) Unlawful dealer activities;
 - 3 (e) Environmental rules and regulations;
 - 4 (f) Oregon and industry standard motor vehicle forms;
 - 5 (g) Truthful lending practices;
 - 6 (h) Motor vehicle financing;
 - 7 (i) Service and warranty contracts; and
 - 8 (j) Land use regulations governing motor vehicle dealers.
- 9 (5) Education programs and the test required in subsection (1) of this section may be provided
10 by accredited educational institutions, private vocational schools, correspondence schools or trade
11 associations if the education programs and test have been approved by the advisory committee es-
12 tablished under ORS 802.370 as required in subsection (4) of this section.

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