

B-Engrossed
House Bill 2936

Ordered by the Senate June 4
Including House Amendments dated May 11 and Senate Amendments
dated June 4

Sponsored by Representative JENSON (at the request of Umatilla County Solid Waste Commission, Mike Monroe)

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.

Decreases registration fee for certain motor homes.

Punishes offense of operating in violation of variance permit, other than violation of weight provisions, by fine not exceeding \$720.

Creates offense of failure to remove motor vehicle from highway. Punishes by fine not exceeding \$180.

A BILL FOR AN ACT

1
2 Relating to motor vehicles; creating new provisions; and amending ORS 803.420, 818.340 and 818.420.

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

4 **SECTION 1.** ORS 803.420 is amended to read:

5 803.420. This section establishes registration fees for vehicles. If there is uncertainty as to the
6 classification of a vehicle for purposes of the payment of registration fees under the vehicle code,
7 the Department of Transportation may classify the vehicle to assure that registration fees for the
8 vehicle are the same as for vehicles the department determines to be comparable. The registration
9 fees for the vehicle shall be those based on the classification determined by the department. Except
10 as otherwise provided in this section, or unless the vehicle is registered quarterly, the fees described
11 in this section are for an entire registration period for the vehicle as described under ORS 803.415.
12 The department shall apportion any fee under this section to reflect the number of quarters regis-
13 tered for a vehicle registered for a quarterly registration period under ORS 803.415. The fees are
14 payable when a vehicle is registered and upon renewal of registration. Except as provided in ORS
15 801.041 (3) and 801.042 (7), the fee shall be increased by any amount established by the governing
16 body of a county or by the governing body of a district, as defined in ORS 801.237 under ORS
17 801.041 or 801.042 as an additional registration fee for the vehicle. The fees for registration of ve-
18 hicles are as follows:

19 (1) Vehicles not otherwise provided for in this section or ORS 821.320, \$27 for each year of the
20 registration period.

21 (2) Mopeds, \$15 for each year of the registration period.

22 (3) Motorcycles, \$15 for each year of the registration period.

23 (4) Government-owned vehicles registered under ORS 805.040, \$3.50.

24 (5) State-owned vehicles registered under ORS 805.045, \$3.50 on registration or renewal.

25 (6) Undercover vehicles registered under ORS 805.060, \$3.50 on registration or renewal.

26 (7) Antique vehicles registered under ORS 805.010, \$54.

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) Vehicles of special interest registered under ORS 805.020, \$81.

2 (9) Electric vehicles and hybrid vehicles that use electricity and another source of motive power,
3 as follows:

4 (a) The registration fee for an electric or hybrid vehicle not otherwise described in this sub-
5 section is \$27 for each year of the registration period.

6 (b) The registration fee for electric or hybrid vehicles that have two or three wheels is \$27. This
7 paragraph does not apply to electric or hybrid mopeds. Electric or hybrid mopeds are subject to the
8 same registration fee as otherwise provided for mopeds under this section.

9 (c) The registration fees for the following electric or hybrid vehicles are the same as for com-
10 parable nonelectric vehicles described in this section plus 50 percent of such fee:

11 (A) Motor homes.

12 (B) Commercial buses.

13 (C) Vehicles registered as farm vehicles under ORS 805.300.

14 (D) Vehicles required to establish registration weight under ORS 803.430 or 826.013.

15 (10) Motor vehicles required to establish a registration weight under ORS 803.430 or 826.013,
16 and commercial buses as provided in the following chart, based upon the weight submitted in the
17 declaration of weight prepared under ORS 803.435 or 826.015:

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Weight in Pounds	Fee
8,000 or less	\$ 27
8,001 to 10,000	169
10,001 to 12,000	192
12,001 to 14,000	215
14,001 to 16,000	238
16,001 to 18,000	261
18,001 to 20,000	291
20,001 to 22,000	314
22,001 to 24,000	345
24,001 to 26,000	375
26,001 to 28,000	184
28,001 to 30,000	192
30,001 to 32,000	207
32,001 to 34,000	215
34,001 to 36,000	230
36,001 to 38,000	238
38,001 to 40,000	253
40,001 to 42,000	261
42,001 to 44,000	276
44,001 to 46,000	284
46,001 to 48,000	291
48,001 to 50,000	307
50,001 to 52,000	322
52,001 to 54,000	330
54,001 to 56,000	337

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1	56,001	to	58,000	352
2	58,001	to	60,000	368
3	60,001	to	62,000	383
4	62,001	to	64,000	398
5	64,001	to	66,000	406
6	66,001	to	68,000	421
7	68,001	to	70,000	429
8	70,001	to	72,000	444
9	72,001	to	74,000	452
10	74,001	to	76,000	467
11	76,001	to	78,000	475
12	78,001	to	80,000	490
13	80,001	to	82,000	498
14	82,001	to	84,000	513
15	84,001	to	86,000	521
16	86,001	to	88,000	536
17	88,001	to	90,000	544
18	90,001	to	92,000	559
19	92,001	to	94,000	567
20	94,001	to	96,000	582
21	96,001	to	98,000	590
22	98,001	to	100,000	598
23	100,001	to	102,000	613
24	102,001	to	104,000	621
25	104,001	to	105,500	636

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(11)(a) Motor vehicles with a registration weight of more than 8,000 pounds that are described in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017 (14), that are certified under ORS 822.205 or that are used exclusively to transport manufactured structures, as provided in the following chart:

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	Weight in Pounds		Fee
34			
35	8,001	to 10,000	\$ 50
36	10,001	to 12,000	60
37	12,001	to 14,000	65
38	14,001	to 16,000	75
39	16,001	to 18,000	80
40	18,001	to 20,000	90
41	20,001	to 22,000	95
42	22,001	to 24,000	105
43	24,001	to 26,000	110
44	26,001	to 28,000	120
45	28,001	to 30,000	125

1	30,001	to	32,000	135
2	32,001	to	34,000	140
3	34,001	to	36,000	150
4	36,001	to	38,000	155
5	38,001	to	40,000	165
6	40,001	to	42,000	170
7	42,001	to	44,000	180
8	44,001	to	46,000	185
9	46,001	to	48,000	190
10	48,001	to	50,000	200
11	50,001	to	52,000	210
12	52,001	to	54,000	215
13	54,001	to	56,000	220
14	56,001	to	58,000	230
15	58,001	to	60,000	240
16	60,001	to	62,000	250
17	62,001	to	64,000	260
18	64,001	to	66,000	265
19	66,001	to	68,000	275
20	68,001	to	70,000	280
21	70,001	to	72,000	290
22	72,001	to	74,000	295
23	74,001	to	76,000	305
24	76,001	to	78,000	310
25	78,001	to	80,000	320
26	80,001	to	82,000	325
27	82,001	to	84,000	335
28	84,001	to	86,000	340
29	86,001	to	88,000	350
30	88,001	to	90,000	355
31	90,001	to	92,000	365
32	92,001	to	94,000	370
33	94,001	to	96,000	380
34	96,001	to	98,000	385
35	98,001	to	100,000	390
36	100,001	to	102,000	400
37	102,001	to	104,000	405
38	104,001	to	105,500	415

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41 (b) The owner of a vehicle described in paragraph (a) of this subsection must certify at the time
 42 of initial registration, in a manner determined by the department by rule, that the motor vehicle
 43 will be used exclusively to transport manufactured structures or exclusively as described in ORS
 44 822.210, 825.015 or 825.017 (14). Registration of a vehicle described in paragraph (a) of this sub-
 45 section is invalid if the vehicle is operated in any manner other than that described in the certif-

1 ication under this paragraph.

2 (12) Trailers registered under permanent registration, \$10.

3 (13) Fixed load vehicles as follows:

4 (a) If a declaration of weight described under ORS 803.435 is submitted establishing the weight
5 of the vehicle at 3,000 pounds or less, \$54.

6 (b) If no declaration of weight is submitted or if the weight of the vehicle is in excess of 3,000
7 pounds, \$75.

8 (14) Trailers for hire that are equipped with pneumatic tires made of an elastic material and that
9 are not travel trailers or trailers registered under permanent registration, \$27.

10 (15) Trailers registered as part of a fleet under an agreement reached pursuant to ORS 802.500,
11 the same as the fee for vehicles of the same type registered under other provisions of the Oregon
12 Vehicle Code.

13 (16) Travel trailers, campers and motor homes as follows, based on length as determined under
14 ORS 803.425:

15 (a) For travel trailers or campers that are 6 to 10 feet in length, \$81.

16 (b) For travel trailers or campers over 10 feet in length, \$81 plus \$6.75 a foot for each foot of
17 length over the first 10 feet.

18 (c) For motor homes that are 6 to [10] 14 feet in length, [~~\$126~~] \$54.

19 (d) For motor homes over [10] 14 feet in length, \$126 plus \$7.50 a foot for each foot of length
20 over the first 10 feet.

21 (17) Special use trailers as follows, based on length as determined under ORS 803.425:

22 (a) For lengths 6 to 10 feet, \$54.

23 (b) For special use trailers over 10 feet in length, \$54 plus \$3 a foot for each foot of length over
24 the first 10 feet.

25 (18) Fees for vehicles with proportional registration under ORS 826.009, or proportioned fleet
26 registration under ORS 826.011, are as provided for vehicles of the same type under this section
27 except that the fees shall be fixed on an apportioned basis as provided under the agreement estab-
28 lished under ORS 826.007.

29 (19) For any vehicle that is registered under a quarterly registration period, a minimum of \$15
30 for each quarter registered plus an additional fee of \$1.

31 (20) In addition to any other fees charged for registration of vehicles in fleets under ORS
32 805.120, the department may charge the following fees:

33 (a) A \$2 service charge for each vehicle entered into a fleet.

34 (b) A \$1 service charge for each vehicle in the fleet at the time of renewal.

35 (21) The registration fee for vehicles with special registration for disabled veterans under ORS
36 805.100 is a fee of \$15.

37 (22) Subject to subsection (19) of this section, the registration fee for motor vehicles registered
38 as farm vehicles under ORS 805.300 is as follows based upon the registration weight given in the
39 declaration of weight submitted under ORS 803.435:

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Weight in Pounds	Fee
8,000 or less	\$ 27
8,001 to 10,000	30
10,001 to 12,000	35

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1	12,001	to	14,000	45
2	14,001	to	16,000	50
3	16,001	to	18,000	60
4	18,001	to	20,000	65
5	20,001	to	22,000	75
6	22,001	to	24,000	80
7	24,001	to	26,000	90
8	26,001	to	28,000	95
9	28,001	to	30,000	105
10	30,001	to	32,000	110
11	32,001	to	34,000	120
12	34,001	to	36,000	125
13	36,001	to	38,000	135
14	38,001	to	40,000	140
15	40,001	to	42,000	150
16	42,001	to	44,000	155
17	44,001	to	46,000	165
18	46,001	to	48,000	170
19	48,001	to	50,000	180
20	50,001	to	52,000	185
21	52,001	to	54,000	190
22	54,001	to	56,000	200
23	56,001	to	58,000	210
24	58,001	to	60,000	215
25	60,001	to	62,000	220
26	62,001	to	64,000	230
27	64,001	to	66,000	240
28	66,001	to	68,000	245
29	68,001	to	70,000	250
30	70,001	to	72,000	260
31	72,001	to	74,000	265
32	74,001	to	76,000	275
33	76,001	to	78,000	280
34	78,001	to	80,000	290
35	80,001	to	82,000	295
36	82,001	to	84,000	305
37	84,001	to	86,000	310
38	86,001	to	88,000	320
39	88,001	to	90,000	325
40	90,001	to	92,000	335
41	92,001	to	94,000	340
42	94,001	to	96,000	350
43	96,001	to	98,000	355
44	98,001	to	100,000	365
45	100,001	to	102,000	370

1	102,001 to 104,000	380
2	104,001 to 105,500	385

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(23) The registration fee for school vehicles registered under ORS 805.050 is \$7.50.

(24) The registration fee for a low-speed vehicle is \$54.

(25) A rental or leasing company, as defined in ORS 221.275, that elects to initially register a vehicle for an annual or biennial registration period shall pay a fee of \$1 in addition to the vehicle registration fee provided under this section.

SECTION 2. ORS 818.340 is amended to read:

818.340. (1) A person commits the offense of operating in violation of a variance permit if the person has been issued a variance permit under ORS 818.200 that authorized the movement of anything and the person does any of the following:

(a) Drives, moves or operates anything in violation of the terms of the permit.

(b) Owns anything and causes or permits it to be driven, moved or operated in violation of the permit. Operation in violation of this section is prima facie evidence that the owner caused or permitted the operation and the owner shall be liable for any penalties imposed under subsection (5) of this section as a result of the operation.

(2) A person is in violation of the terms of a permit for purposes of this section if the person misrepresents any size or weight required to be specified when applying for the permit.

(3) It shall be a defense to any charge of violation of this section if the person so charged produces a variance permit issued under ORS 818.200 that authorized the operation and that was issued prior to and valid at the time of operation.

(4) Violation of the offense described in this section is subject to civil liability under ORS 818.410.

(5) The offense described in this section, operating in violation of a variance permit, is punishable according to the following:

(a) Violation of any provisions of the permit other than weight provisions is a **Class A traffic violation** [*punishable according to the schedule of penalties under ORS 818.420*].

(b) Violation of any weight provision by a vehicle that is authorized by permit to exceed axle or tandem axle weights specified in ORS 818.010 (1) or (2) is subject to penalty under Schedule II of the penalties in ORS 818.430.

(c) Violation of any weight provision by a vehicle listed in ORS 818.210 is subject to penalty under Schedule I of the penalties in ORS 818.430.

SECTION 3. ORS 818.420 is amended to read:

818.420. (1) This subsection establishes a schedule of penalties for certain offenses in ORS [818.060, 818.090 and 818.340] **818.060 and 818.090**. Commission of any of the described offenses relating to height or width limits is punishable according to the following schedule:

(a) Except as otherwise provided in this section, upon a first conviction, an offense is punishable as a Class D traffic violation.

(b) Upon a second conviction within one year after the first conviction, an offense is punishable as a Class C traffic violation.

(c) Upon a third or subsequent conviction within one year after the first conviction, an offense is punishable as a Class B traffic violation.

(2) Any offense that is described in ORS [818.060, 818.090 or 818.340] **818.060 or 818.090** and that

1 is not punishable under subsection (1) of this section, is punishable as a Class D traffic violation.

2 **SECTION 4. (1) The driver of a motor vehicle commits the offense of failure to remove**
3 **a motor vehicle from the highway if, after an accident:**

4 (a) **The driver has not suffered any apparent personal injury;**

5 (b) **The motor vehicle is operable and does not require towing;**

6 (c) **It is safe to drive the motor vehicle to a designated parking area along the highway**
7 **or shoulder of the highway; and**

8 (d) **The driver does not move the motor vehicle to a designated parking area along the**
9 **highway or shoulder of the highway.**

10 (2) **The offense described in this section, failure to remove a motor vehicle from the**
11 **highway, is a Class C traffic violation.**

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