

House Bill 3082

Sponsored by Representative HUNT

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**.

Removes requirement that ordinance establishing county registration fees for vehicles be approved by electors of county.

A BILL FOR AN ACT

1
2 Relating to registration fees for vehicles imposed by county; creating new provisions; and amending
3 ORS 801.041.

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

5 **SECTION 1.** ORS 801.041 is amended to read:

6 801.041. The following apply to the authority granted to counties by ORS 801.040 to establish
7 registration fees for vehicles:

8 (1) An ordinance establishing registration fees under this section must be enacted by the county
9 imposing the registration fee and filed with the Department of Transportation. [*Any ordinance es-*
10 *tablishing registration fees that is enacted by the governing body of a county must be submitted to the*
11 *electors of the county for their approval.*] The governing body of the county imposing the registration
12 fee shall enter into an intergovernmental agreement under ORS 190.010 with the department by
13 which the department shall collect the registration fees, pay them over to the county and, if neces-
14 sary, allow the credit or credits described in ORS 803.445 (5). The intergovernmental agreement
15 must state the date on which the department shall begin collecting registration fees for the county.

16 (2) The authority granted by this section allows the establishment of registration fees in addition
17 to those described in ORS 803.420. There is no authority under this section to affect registration
18 periods, qualifications, cards, plates, requirements or any other provision relating to vehicle regis-
19 tration under the vehicle code.

20 (3) Except as otherwise provided for in this subsection, when registration fees are imposed under
21 this section, they must be imposed on all vehicle classes. Registration fees as provided under this
22 section may not be imposed on the following:

- 23 (a) Snowmobiles and Class I all-terrain vehicles.
24 (b) Fixed load vehicles.
25 (c) Vehicles registered under ORS 805.100 to disabled veterans.
26 (d) Vehicles registered as antique vehicles under ORS 805.010.
27 (e) Vehicles registered as vehicles of special interest under ORS 805.020.
28 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.
29 (g) School buses or school activity vehicles registered under ORS 805.050.
30 (h) Law enforcement undercover vehicles registered under ORS 805.060.
31 (i) Vehicles registered on a proportional basis for interstate operation.

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 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 (10)
2 or (11).

3 (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.

4 (L) Travel trailers, campers and motor homes.

5 (4) Any registration fee imposed by a county must be a fixed amount not to exceed, with respect
6 to any vehicle class, the registration fee established under ORS 803.420 (1). For vehicles on which
7 a flat fee is imposed under ORS 803.420, the fee must be a whole dollar amount.

8 (5) Moneys from registration fees established under this section must be paid to the county es-
9 tablishing the registration fees as provided in ORS 802.110. The county ordinance shall provide for
10 payment of at least 40 percent of the money to cities within the county unless a different distrib-
11 ution is agreed to between the county and the cities within the jurisdiction of the county. The
12 moneys shall be used for any purpose for which moneys from registration fees may be used.

13 (6) Two or more counties may act jointly to impose a registration fee under this section. The
14 ordinance of each county acting jointly with another under this subsection must provide for the
15 distribution of moneys collected through a joint registration fee.

16 (7) Before the governing body of a county that overlaps a district can impose a registration fee
17 under this section, it must enter into an intergovernmental agreement under ORS 190.010 with the
18 governing bodies of that district and all counties, other districts and cities with populations of over
19 300,000 that overlap the district. The intergovernmental agreement must state the registration fees
20 and, if necessary, how the revenue from the fees are to be apportioned among the counties and the
21 districts. Before the governing body of a county can enter into such an intergovernmental agree-
22 ment, the county shall consult with the cities in its jurisdiction.

23 **SECTION 2. The amendments to ORS 801.041 by section 1 of this 2007 Act apply to ordi-**
24 **nances enacted by the governing body of a county on or after the effective date of this 2007**
25 **Act.**