

House Bill 2039

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of House Interim Committee on Transportation for Car and Truck Rental and Leasing Association 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 **as introduced**.

Authorizes car rental or leasing company to avoid liability for alleged violation of private parking if rented or leased vehicle was in possession of renter or lessee when alleged violation occurred and company timely submits certificate of nonliability and other information to owner of private parking.

A BILL FOR AN ACT

1
2 Relating to unlawfully parked vehicles.

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

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS 98.810 to 98.818.**

5 **SECTION 2. (1) If the owner of a parking facility or the owner of the proscribed property**
6 **has issued a citation or other notice of a parking violation alleging that a vehicle owned by**
7 **a car rental or leasing company has been left or parked in violation of ORS 98.810 and mailed**
8 **a copy of the citation or notice to the car rental or leasing company, the car rental or leasing**
9 **company is relieved of liability for the violation if, within 30 days from the mailing of the**
10 **citation or notice, the car rental or leasing company:**

11 **(a) Submits a certificate of nonliability stating that the vehicle was in the custody and**
12 **control of a renter or lessee under the terms of a motor vehicle rental agreement or lease**
13 **when the alleged violation occurred; and**

14 **(b) Provides the driver license number, name and address of the renter or lessee.**

15 **(2) Upon receipt of the certificate of nonliability and information described in subsection**
16 **(1) of this section, the owner of the parking facility or the owner of the proscribed property**
17 **must dismiss the citation or notice with respect to the car rental or leasing company and**
18 **may reissue the citation or notice in the name of the renter or lessee.**

19 **SECTION 3. Section 2 of this 2009 Act applies to a citation or other notice of a parking**
20 **violation issued on or after the effective date of this 2009 Act.**

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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.