

A-Engrossed
House Bill 2564

Ordered by the House April 23
Including House Amendments dated April 23

Sponsored by COMMITTEE ON TRANSPORTATION (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.

[Permits person to provide Department of Transportation with odometer disclosure form for vehicle 10 years old or older.]

[Requires department to keep odometer records in electronic form.]

[Expands offense of abandoning vehicle to include leaving vehicle for sale on highway or public property for at least eight consecutive hours.]

[Requires person who has possessory lien on motor vehicle to register with department. Creates offense of failure to register possessory lien. Punishes by maximum fine of \$90.]

Modifies requirements relating to hours of operation for testing stations that conduct motor vehicle pollution control system inspections.

Changes exemption relating to special crossing procedures for vehicles crossing industry track crossings from applying to districts in which designated speed is 20 miles per hour or less to applying to business districts.

A BILL FOR AN ACT

Relating to motor vehicles; amending ORS 468A.387 and 811.465.

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

SECTION 1. ORS 468A.387 is amended to read:

468A.387. (1) The Department of Environmental Quality shall establish flexible weekday operating schedules for testing stations that conduct motor vehicle pollution control system inspections described under ORS 468A.365 that extend the hours of operation *[to 9 p.m.]* **beyond 5 p.m.** for some testing stations for some days of the week.

(2) After determining the hours of operation for testing stations under subsection (1) of this section, the department shall advertise the hours of operation in as many ways as practicable, including but not limited to:

(a) Enclosing information about the hours of operation in all mailings and notices related to motor vehicle emission testing and motor vehicle registration renewal notices;

(b) Posting the hours of operation at Department of Transportation field offices;

(c) Broadcasting public service announcements; and

(d) Using appropriate Internet and other electronic media services that may be available.

SECTION 2. ORS 811.465 is amended to read:

811.465. This section establishes exemptions from the special crossing procedures established for high-risk vehicles under ORS 811.460. The exemptions are partial or complete as described in the following:

(1) The vehicles are not required to comply with the procedures at a crossing of a street or highway and rail fixed guideway system tracks if:

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 (a) The rail fixed guideway system vehicles operate within and parallel to the right of way of
2 a street or highway; and

3 (b) All vehicle movements are controlled by traffic control devices.

4 (2) The vehicles are not required to comply with the procedures when crossing any railway
5 tracks upon which operation has been abandoned and for which the Department of Transportation
6 has plainly marked that no stop need be made.

7 (3) The vehicles are not required to comply with the procedures when crossing industry track
8 crossings across which train operations are required by law to be conducted under flag protection.

9 (4) The vehicles are not required to comply with the procedures when crossing industry track
10 crossings within **business** districts [*in which the designated speed of vehicles is 20 miles per hour or*
11 *less*].

12 (5) Vehicles are not required to comply with the procedures when crossing any crossing where
13 an officer directs traffic to proceed or where an operating traffic control signal indicates that other
14 traffic may proceed.

15 (6) Vehicles are not required to comply with the procedures when crossing any crossing pro-
16 tected by crossing gates. The exemption under this subsection does not apply to:

17 (a) School buses or school activity vehicles that are required to stop at crossings with crossing
18 gates under ORS 811.460;

19 (b) Tank vehicles, whether loaded or empty, used to transport hazardous materials;

20 (c) Vehicles transporting any hazardous material requiring the vehicle to be placarded; or

21 (d) High-risk vehicles described in ORS 811.460 that are not otherwise described in this sub-
22 section, when operating in interstate commerce.

23 (7) Except when a train or rail fixed guideway system vehicle is approaching, the driver of a
24 commercial bus is not required to stop at crossings where the Department of Transportation has
25 determined and plainly marked that no stop need be made.

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