

A-Engrossed
House Bill 3151

Ordered by the House April 29
Including House Amendments dated April 29

Sponsored by Representative HARKER; Representative RILEY, Senator BONAMICI (at the request of Ric Tosh)

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.

Modifies requirements transferor of motor vehicle must meet for liability protection.

Authorizes Department of Transportation to adopt rules specifying circumstances under which department provides receipt of notification that interest in vehicle has been transferred.

A BILL FOR AN ACT

1
2 Relating to vehicle transfer; amending ORS 803.113 and 803.117.

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

4 **SECTION 1.** ORS 803.117 is amended to read:

5 803.117. A transferor who has [*made a bona fide transfer of a vehicle and has*] delivered pos-
6 session of [*it*] **a vehicle** to a transferee [*shall*] **may** not, by reason of any of the provisions of the
7 Oregon Vehicle Code, be subject to civil liability or criminal liability for the parking, abandoning
8 or operation of the vehicle by another person when the transferor has:

9 (1) Notified the Department of Transportation of the transfer; and

10 (2) Assigned the title to the transferee.

11 **SECTION 2.** ORS 803.113 is amended to read:

12 803.113. (1) Except as otherwise provided by rule of the Department of Transportation under
13 subsection (3) of this section, upon receipt of a notification of transfer described in ORS 803.112, the
14 department shall make a notation on its records indicating that it has received notification that an
15 interest in the vehicle has been transferred. The notation shall be made whether or not the form
16 submitted to the department contains all the information required by the department under ORS
17 803.112, so long as there is sufficient information to identify the vehicle. Thereafter, until a new
18 title is issued, when the department is asked to provide the name of the owner of a vehicle as shown
19 on its records, the department shall provide the name of the transferor and indicate that department
20 records show a notification of transfer but do not show a title transfer. The department shall also
21 provide the name of the transferee if it is shown on the form submitted by the transferor under ORS
22 803.112.

23 (2) Whenever the Oregon Vehicle Code or other statute requires notice to the owner of a motor
24 vehicle, the person required to provide notice shall provide the notice to the current owner as
25 shown on the records of the department and to any transferee shown as a result of notification to
26 the department under ORS 803.112.

27 (3) The department may adopt rules for the implementation of ORS 803.112 and this section.

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 Rules shall be designed to allow the department to implement ORS 803.112 and this section in a way
2 that is efficient and convenient for the public and the department. Rules under this section may
3 include, but need not be limited to, rules authorizing the department to remove information recorded
4 under this section, [*and*] specifying circumstances under which information submitted need not be
5 recorded **and specifying circumstances under which the department provides a receipt of no-**
6 **tification that an interest in a vehicle has been transferred.**

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