

Senate Bill 843

Sponsored by Senator BATES; Senators HASS, NELSON

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**.

Requires persons engaged in business of selling, leasing, servicing, repairing or managing motor vehicles to ensure that certain used oil filters are received and processed by used oil filter processors. Requires used oil filter processors to register with Department of Environmental Quality.

Prohibits persons from disposing of, and prohibits disposal site operators from knowingly accepting for disposal, any used oil filters at solid waste disposal site. Allows department to impose civil penalty for violation of prohibition.

Requires department to report to interim legislative committees on environment and natural resources.

A BILL FOR AN ACT

1
2 Relating to used oil filters.

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

4 **SECTION 1. (1) For purposes of this section, "motor vehicle" has the meaning given that**
5 **term in ORS 801.360.**

6 **(2) Any person engaged in the business of selling, leasing, servicing, repairing or man-**
7 **aging motor vehicles must:**

8 **(a) Ensure that any used oil filters taken from motor vehicles on premises owned or**
9 **controlled by the person are received and processed by a used oil filter processor registered**
10 **by the Department of Environmental Quality; and**

11 **(b) Maintain for at least two years records of:**

12 **(A) The number of used oil filters removed from motor vehicles on its premises; and**

13 **(B) The names and addresses of the used oil filter processors who have received and**
14 **processed the used oil filters.**

15 **(3)(a) All persons receiving and processing used oil filters as a used oil filter processor**
16 **shall register with the department and provide all information requested by the department,**
17 **including but not limited to the area serviced by, and a description of the services provided**
18 **by, the used oil filter processor.**

19 **(b) The department may not charge a fee to register a used oil filter processor.**

20 **(c) The department may require a used oil filter processor to maintain records using**
21 **forms prescribed by the department.**

22 **SECTION 2. A person may not dispose of, and a disposal site operator may not knowingly**
23 **accept for disposal, any used oil filters at a solid waste disposal site.**

24 **SECTION 3. (1) The Department of Environmental Quality may impose a civil penalty on**
25 **a person for a violation of section 2 of this 2009 Act.**

26 **(2) A civil penalty imposed under this section may not exceed \$_____.**

27 **(3) Each disposal of a used oil filter in violation of section 2 of this 2009 Act shall be**

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 **considered a separate violation.**

2 **(4) Civil penalties described in this section shall be imposed in the manner provided in**
3 **ORS 183.745.**

4 **SECTION 4. The Environmental Quality Commission may adopt rules necessary to im-**
5 **plement sections 1 to 3 of this 2009 Act.**

6 **SECTION 5. The Department of Environmental Quality shall submit a report including**
7 **details on the level of compliance with sections 1 to 3 of this 2009 Act, and may submit rec-**
8 **ommendations for proposed legislation, to the interim legislative committees on the envi-**
9 **ronment and natural resources on or before November 1, 2010.**

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