# House Bill 3209

Sponsored by Representative WHISNANT; Representatives BARKER, BOONE, ESQUIVEL, HUFFMAN, MATTHEWS, WITT, Senator DEVLIN

#### **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.

Permits former prisoners of war, recipients of Congressional Medal of Honor, persons awarded Purple Heart medal and gold star family members to register vehicle by paying one-time vehicle registration fee.

#### A BILL FOR AN ACT

- Relating to vehicles; creating new provisions; and amending ORS 801.041, 801.042, 803.350, 803.400, 803.415, 803.420, 805.103, 805.105 and 805.110.
  - Be It Enacted by the People of the State of Oregon:
  - SECTION 1. Sections 2 to 4 of this 2011 Act are added to and made a part of the Oregon Vehicle Code.
    - SECTION 2. (1) In the absence of just cause for refusal, the Department of Transportation shall provide for registration of any vehicle required to be registered by this state in a manner consistent with this section for persons who qualify as gold star family members under subsection (2) of this section. The special registration provisions under this section are subject to all of the following:
    - (a) The fee is the one-time registration fee established by ORS 803.420 for vehicles registered under this section.
    - (b) The department may issue registrations for vehicles in a household under this section in a number equal to the number of persons in the household who qualify as gold star family members under subsection (2) of this section.
    - (c) The department may not register under this section any commercial vehicle or any motor vehicle with a loaded weight in excess of 10,000 pounds.
    - (2)(a) A person is a gold star family member who qualifies for registration of a vehicle under this section if the person is a parent, spouse or dependent of a person who was killed in action during an armed conflict while serving in the Armed Forces of the United States.
    - (b) The department shall determine by rule what constitutes proof that a person is a parent, spouse or dependent of a person who was killed in action during an armed conflict while serving in the Armed Forces of the United States.
    - (3) Registration issued under this section is valid as provided in ORS 803.415. The registration period for vehicles registered under this section exempts the registration from any requirement to be renewed or to make payment of renewal fees. However, if any owner would be required to comply with ORS 815.310 upon issuance or renewal of regular registration for the vehicle, the owner must comply with ORS 815.310 in the same manner as for other vehicles or the department may suspend the registration of the vehicle until the owner

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submits proof of compliance.

- (4) The department may suspend or revoke any registration issued under this section if the department determines that the vehicle is owned by a person not qualified for registration under this section or the vehicle is a kind not qualified for registration under this section.
- SECTION 3. (1) In the absence of just cause for refusal, the Department of Transportation shall provide for registration of any vehicle required to be registered by this state in a manner consistent with this section for persons who were awarded the Purple Heart medal by the Armed Forces of the United States. The special registration provisions under this section are subject to all of the following:
- (a) The fee is the one-time registration fee established by ORS 803.420 for vehicles registered under this section.
- (b) The department may issue registrations for vehicles in a household under this section in a number equal to the number of persons in the household who have been awarded the Purple Heart medal by the Armed Forces of the United States.
- (c) The department may not register under this section any commercial vehicle or any motor vehicle with a loaded weight in excess of 10,000 pounds.
- (2) A person applying for registration under this section shall prove to the satisfaction of the department that the person has been awarded the Purple Heart medal by the Armed Forces of the United States.
- (3) The surviving spouse of a Purple Heart medal recipient who was issued registration under this section may, upon the death of the Purple Heart medal recipient, continue to use the registration plates on a motor vehicle or keep the plates as a memento.
- (4) Registration issued under this section is valid as provided in ORS 803.415. The registration period for vehicles registered under this section exempts the registration from any requirement to be renewed or to make payment of renewal fees. However, if any owner would be required to comply with ORS 815.310 upon issuance or renewal of regular registration for the vehicle, the owner must comply with ORS 815.310 in the same manner as for other vehicles or the department may suspend the registration of the vehicle until the owner submits proof of compliance.
- (5) The department may suspend or revoke any registration issued under this section if the department determines that the vehicle is owned by a person not qualified for registration under this section or the vehicle is a kind not qualified for registration under this section.
- SECTION 4. (1) In the absence of just cause for refusal, the Department of Transportation shall provide for registration of any vehicle required to be registered by this state in a manner consistent with this section for recipients of the Congressional Medal of Honor. The special registration provisions under this section are subject to all of the following:
- (a) The fee is the one-time registration fee established by ORS 803.420 for vehicles registered under this section.
- (b) The department may issue registrations for vehicles in a household under this section in a number equal to the number of persons in the household who are recipients of the Congressional Medal of Honor.
- (c) The department may not register under this section any commercial vehicle or any motor vehicle with a loaded weight in excess of 10,000 pounds.

- (2) A person applying for registration under this section shall prove to the satisfaction of the department that the person is a recipient of the Congressional Medal of Honor.
- (3) The surviving spouse of a Congressional Medal of Honor recipient who was issued a registration under this section may, upon the death of the Congressional Medal of Honor recipient, keep the plates as a memento.
- (4) Registration issued under this section is valid as provided in ORS 803.415. The registration period for vehicles registered under this section exempts the registration from any requirement to be renewed or to make payment of renewal fees. However, if any owner would be required to comply with ORS 815.310 upon issuance or renewal of regular registration for the vehicle, the owner must comply with ORS 815.310 in the same manner as for other vehicles or the department may suspend the registration of the vehicle until the owner submits proof of compliance.
- (5) The department may suspend or revoke any registration issued under this section if the department determines that the vehicle is owned by a person not qualified for registration under this section or the vehicle is a kind not qualified for registration under this section.
- **SECTION 5.** ORS 805.103, as amended by section 4, chapter 61, Oregon Laws 2010, is amended to read:
- 805.103. (1) The Department of Transportation shall provide for issuance of registration plates for a motor vehicle registered under [ORS 803.420 (1) or (9)(a)] **section 4 of this 2011 Act**, in a manner consistent with this section, to motor vehicle owners who qualify for the plates as Congressional Medal of Honor recipients under subsection (2) this section.
- (2) A person who is a Congressional Medal of Honor recipient qualifies for registration plates under this section if the person provides the department with a certificate from the United States Department of Veterans Affairs attesting to the person's status as a Congressional Medal of Honor recipient.
- (3) Registration plates issued under this section shall be considered customized registration plates for purposes of the fee required in ORS 805.250. The department may waive the fee required in ORS 805.250.
- (4) The department may not issue registration plates for a motor vehicle under this section if another motor vehicle owned by the applicant has been issued registration plates under this section.
  - (5) The registration plates issued under this section shall:
  - (a) Be issued with a unique background design determined by the department;
  - (b) Be issued with a specific configuration as determined by the department;
  - (c) Contain the words "Medal of Honor";
  - (d) Contain the image of the Congressional Medal of Honor; and
  - (e) Meet the requirements for registration plates under ORS 803.535.
- (6) If there is a transfer of interest in the motor vehicle to which the registration plate under this section is assigned, or if the motor vehicle is totaled and not reconstructed, the motor vehicle owner shall remove the registration plate. The Congressional Medal of Honor recipient may retain the registration plate, but the registration plate may not be placed on any other motor vehicle unless the registration plate is transferred as set forth in subsection (7) of this section.
- (7) If the motor vehicle owner qualifies for the registration plates under subsection (2) of this section, the department may transfer registration plates issued under this section to another motor vehicle registered under  $[ORS\ 803.420\ (1)\ or\ (9)(a)]$  section 4 of this 2011 Act, as set forth in ORS

805.242.

- (8) The department shall cancel any registration plates issued under this section if the department determines that the motor vehicle is owned by a person who does not qualify for the registration plates under subsection (2) of this section or that the motor vehicle is not registered under  $[ORS\ 803.420\ (1)\ or\ (9)(a)]$  section 4 of this 2011 Act.
  - (9) The department may adopt rules necessary to carry out the provisions of this section.

SECTION 6. ORS 805.105 is amended to read:

805.105. (1) The Department of Transportation shall establish a veterans' recognition registration plate program to issue registration plates called "veterans' recognition registration plates" upon request to an owner of any motor vehicle registered under ORS 803.420 (1) or (9)(a) or 805.110 or sections 2 to 4 of this 2011 Act if the owner of the motor vehicle qualifies for the plates. Rules adopted under this section shall include, but need not be limited to, rules that:

- (a) Describe general qualifications to be met by any veterans' group in order to be eligible for a veterans' recognition registration plate issued under this section.
- (b) Specify circumstances under which the department may cease to issue veterans' recognition registration plates.
- (c) Specify what constitutes proof of veteran status for issuance of a veterans' recognition registration plate, if such proof is required by a veterans' group or by the Director of Veterans' Affairs.
- (d) Specify what constitutes proof that a person is a surviving family member of a person who was killed in action during an armed conflict while serving in the Armed Forces of the United States. The department may only issue a veteran's recognition registration plate displaying a gold star decal and the words "Gold Star Family" to a person who is a parent, spouse or dependent of a person who was killed in action during an armed conflict while serving in the Armed Forces of the United States.
- (2)(a) In addition to any other fee authorized by law, upon issuance of a veterans' recognition registration plate under this section and upon renewal of registration for a vehicle that has plates issued under this section, the department shall collect a surcharge of \$2.50 per plate for each year of the registration period for the vehicle as described under ORS 803.415.
- (b) Except as otherwise provided in paragraph (c) of this subsection, net proceeds of the surcharge collected by the department for the veterans' recognition registration plate shall be deposited in the trust fund established under ORS 406.050 for paying the expenses of operating the Oregon Veterans' Home.
- (c) If the department issues a veterans' recognition registration plate that names, describes or represents a veterans' group, that veterans' group may designate an account into which the net proceeds of the surcharge collected by the department under this section are to be deposited. The department shall keep accurate records of the number of plates issued under this paragraph for each veterans' group and, after payment of administrative expenses of the department, shall deposit moneys collected under this subsection into the specified account.
  - (d) Deposits under this subsection shall be made quarterly.
- (3)(a) In consultation with the Department of Transportation, the Director of Veterans' Affairs shall design the veterans' recognition registration plate.
- (b) If the department issues a veterans' recognition registration plate to recognize a veterans' group, the department shall, in consultation with the requesting veterans' group, add words or a military-related decal to the veterans' recognition registration plate that names, describes or represents the veterans' group.

- (c) The department shall add a gold star decal and the words "Gold Star Family" to a veterans' recognition registration plate background to recognize surviving family members of persons killed in action during an armed conflict while serving in the Armed Forces of the United States.
- (d) Except as otherwise required by the design, veterans' recognition registration plates must comply with the requirements of ORS 803.535.
- (4) The department shall determine how many sets of veterans' recognition registration plates will be manufactured. If the department does not sell or issue renewal for 500 sets of veterans' recognition registration plates in any one year, the department shall cease production of veterans' recognition registration plates. For the purposes of this section, veterans' recognition registration plates that name, describe or represent a veterans' group are included in the total number of veterans' recognition registration plates issued.

### SECTION 7. ORS 805.110 is amended to read:

805.110. (1) In the absence of just cause for refusal, the Department of Transportation shall provide for registration of any motor vehicle required to be registered by this state in a manner consistent with this section for persons who qualify as former prisoners of war under **subsection** (2) of this section. The special registration provisions under this section are subject to all of the following:

- [(a) The fee to register or renew registration under this section shall be the regular registration fee for the vehicle.]
- (a) The fee is the one-time registration fee established by ORS 803.420 for vehicles registered under this section.
- (b) The department [shall] **may** not register a motor vehicle under this section if another vehicle owned by the applicant or a member of the applicant's household has been registered under this section.
- (c) The department [shall] **may** not register **under this section** any commercial vehicle [under this section] or any motor vehicle with a loaded weight in excess of 10,000 pounds.
- (2) A person is a former prisoner of war who qualifies for registration of a vehicle under this section if the person, while serving in the active military, naval or air service of the United States or any of its Allies, was forcibly detained or interned in **the** line of duty:
  - (a) By an enemy government or its agents, or a hostile force, during a period of war; or
- (b) By a foreign government or its agents, or a hostile force during a period other than a period of war in which such person was held under circumstances which the department finds to have been comparable to the circumstances under which persons have generally been forcibly detained or interned by enemy governments during periods of war.
- (3) The surviving spouse of a former prisoner of war who was issued registration under this section may, upon the death of the former prisoner of war, continue to use the registration plates on a motor vehicle or [may] keep the plates as a memento.
- (4) Registration issued under this section is valid as provided in ORS 803.415. The registration period for vehicles registered under this section exempts the registration from any requirement to be renewed or to make payment of renewal fees. However, if any owner would be required to comply with ORS 815.310 upon issuance or renewal of regular registration for the vehicle, the owner must comply with ORS 815.310 in the same manner as for other vehicles or the department may suspend the registration of the vehicle until the owner submits proof of compliance.
  - [(4)] (5) The department may suspend or revoke any registration issued under this section if the

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department determines that the vehicle is owned by a person not qualified for registration under this section or the vehicle is a kind not qualified for registration under this section.

#### SECTION 8. ORS 801.041 is amended to read:

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

- (1) An ordinance establishing registration fees under this section must be enacted by the county imposing the registration fee and filed with the Department of Transportation. Notwithstanding ORS 203.055 or any provision of a county charter, the governing body of a county with a population of 350,000 or more may enact an ordinance establishing registration fees for the purpose of designing, replacing, acquiring necessary property for, engineering and constructing a bridge and its approach that crosses the Willamette River in the City of Portland. Except for motor vehicles registered as government-owned vehicles under ORS 805.040, the bridge shall be restricted to motor vehicles with a gross vehicle weight rating of 26,000 pounds or less. The governing body of the county imposing the registration fee shall enter into an intergovernmental agreement under ORS 190.010 with the department by which the department shall collect the registration fees, pay them over to the county and, if necessary, allow the credit or credits described in ORS 803.445 (5). The intergovernmental agreement must state the date on which the department shall begin collecting registration fees for the county.
- (2) The authority granted by this section allows the establishment of registration fees in addition to those described in ORS 803.420. There is no authority under this section to affect registration periods, qualifications, cards, plates, requirements or any other provision relating to vehicle registration under the vehicle code.
- (3) Except as otherwise provided for in this subsection, when registration fees are imposed under this section, they must be imposed on all vehicle classes. Registration fees as provided under this section may not be imposed on the following:
  - (a) Snowmobiles and Class I all-terrain vehicles.
- 27 (b) Fixed load vehicles.
  - (c) Vehicles registered under ORS 805.100 to disabled veterans.
  - (d) Vehicles registered as antique vehicles under ORS 805.010.
- 30 (e) Vehicles registered as vehicles of special interest under ORS 805.020.
- 31 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.
- 32 (g) School buses or school activity vehicles registered under ORS 805.050.
  - (h) Law enforcement undercover vehicles registered under ORS 805.060.
- 34 (i) Vehicles registered on a proportional basis for interstate operation.
- (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 (10) or (11).
  - (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.
  - (L) Travel trailers, campers and motor homes.
  - (m) Vehicles registered under ORS 805.110 to former prisoners of war.
  - (n) Vehicles registered under section 2 of this 2011 Act to gold star family members.
- 41 (o) Vehicles registered under section 3 of this 2011 Act to recipients of the Purple Heart 42 medal.
- (p) Vehicles registered under section 4 of this 2011 Act to recipients of the Congressional
  Medal of Honor.
  - (4) Any registration fee imposed by a county must be a fixed amount not to exceed, with respect

to any vehicle class, the registration fee established under ORS 803.420 (1). For vehicles on which a flat fee is imposed under ORS 803.420, the fee must be a whole dollar amount.

- (5) Moneys from registration fees established under this section must be paid to the county establishing the registration fees as provided in ORS 802.110. The moneys shall be used for the necessary property acquisition for and the design, replacement, engineering and construction of a bridge and its approach that crosses the Willamette River in the City of Portland. Except for motor vehicles registered as government-owned vehicles under ORS 805.040, the bridge shall be restricted to motor vehicles with a gross vehicle weight rating of 26,000 pounds or less.
- (6) Two or more counties may act jointly to impose a registration fee under this section. The ordinance of each county acting jointly with another under this subsection must provide for the distribution of moneys collected through a joint registration fee.
- **SECTION 9.** ORS 801.041, as amended by section 40a, chapter 865, Oregon Laws 2009, is amended to read:
- 801.041. The following apply to the authority granted to counties by ORS 801.040 to establish registration fees for vehicles:
- (1) An ordinance establishing registration fees under this section must be enacted by the county imposing the registration fee and filed with the Department of Transportation. Notwithstanding ORS 203.055 or any provision of a county charter, the governing body of a county with a population of 350,000 or more may enact an ordinance establishing registration fees. The governing body of a county with a population of less than 350,000 may enact an ordinance establishing registration fees after submitting the ordinance to the electors of the county for their approval. The governing body of the county imposing the registration fee shall enter into an intergovernmental agreement under ORS 190.010 with the department by which the department shall collect the registration fees, pay them over to the county and, if necessary, allow the credit or credits described in ORS 803.445 (5). The intergovernmental agreement must state the date on which the department shall begin collecting registration fees for the county.
- (2) The authority granted by this section allows the establishment of registration fees in addition to those described in ORS 803.420. There is no authority under this section to affect registration periods, qualifications, cards, plates, requirements or any other provision relating to vehicle registration under the vehicle code.
- (3) Except as otherwise provided for in this subsection, when registration fees are imposed under this section, they must be imposed on all vehicle classes. Registration fees as provided under this section may not be imposed on the following:
  - (a) Snowmobiles and Class I all-terrain vehicles.
  - (b) Fixed load vehicles.

- (c) Vehicles registered under ORS 805.100 to disabled veterans.
- (d) Vehicles registered as antique vehicles under ORS 805.010.
- (e) Vehicles registered as vehicles of special interest under ORS 805.020.
- 39 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.
  - (g) School buses or school activity vehicles registered under ORS 805.050.
- 41 (h) Law enforcement undercover vehicles registered under ORS 805.060.
- 42 (i) Vehicles registered on a proportional basis for interstate operation.
- 43 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 (10) 44 or (11).
  - (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.

(L) Travel trailers, campers and motor homes.

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- (m) Vehicles registered under ORS 805.110 to former prisoners of war.
- (n) Vehicles registered under section 2 of this 2011 Act to gold star family members.
- (o) Vehicles registered under section 3 of this 2011 Act to recipients of the Purple Heart medal.
- (p) Vehicles registered under section 4 of this 2011 Act to recipients of the Congressional Medal of Honor.
- (4) Any registration fee imposed by a county must be a fixed amount not to exceed, with respect to any vehicle class, the registration fee established under ORS 803.420 (1). For vehicles on which a flat fee is imposed under ORS 803.420, the fee must be a whole dollar amount.
- (5) Moneys from registration fees established under this section must be paid to the county establishing the registration fees as provided in ORS 802.110. The county ordinance shall provide for payment of at least 40 percent of the moneys to cities within the county unless a different distribution is agreed upon by the county and the cities within the jurisdiction of the county. The moneys shall be used for any purpose for which moneys from registration fees may be used.
- (6) Two or more counties may act jointly to impose a registration fee under this section. The ordinance of each county acting jointly with another under this subsection must provide for the distribution of moneys collected through a joint registration fee.

# SECTION 10. ORS 801.042 is amended to read:

801.042. The following apply to the authority granted to a district by ORS 801.040 to establish registration fees for vehicles:

- (1) Before the governing body of a district can impose a registration fee under this section, it must submit the proposal to the electors of the district for their approval and, if the proposal is approved, enter into an intergovernmental agreement under ORS 190.010 with the governing bodies of all counties, other districts and cities with populations of over 300,000 that overlap the district. The intergovernmental agreement must state the registration fees and, if necessary, how the revenue from the fees shall be apportioned among counties and the districts. Before the governing body of a county can enter into such an intergovernmental agreement, the county shall consult with the cities in its jurisdiction.
- (2) If a district raises revenues from a registration fee for purposes related to highways, roads, streets and roadside rest areas, the governing body of that district shall establish a Regional Arterial Fund and shall deposit in the Regional Arterial Fund all such registration fees.
- (3) Interest received on moneys credited to the Regional Arterial Fund shall accrue to and become a part of the Regional Arterial Fund.
- (4) The Regional Arterial Fund must be administered by the governing body of the district referred to in subsection (2) of this section and such governing body by ordinance may disburse moneys in the Regional Arterial Fund. Moneys within the Regional Arterial Fund may be disbursed only for a program of projects recommended by a joint policy advisory committee on transportation consisting of local officials and state agency representatives designated by the district referred to in subsection (2) of this section. The projects for which the joint policy advisory committee on transportation can recommend funding must concern arterials, collectors or other improvements designated by the joint policy advisory committee on transportation.
- (5) Ordinances establishing registration fees under this section must be filed with the Department of Transportation. The governing body of the district imposing the registration fee shall enter into an intergovernmental agreement under ORS 190.010 with the department by which the department

ment shall collect the registration fees, pay them over to the district and, if necessary, allow the credit or credits described in ORS 803.445 (5). The intergovernmental agreement must state the date on which the department shall begin collecting registration fees for the district.

- (6) The authority granted by this section allows the establishment of registration fees in addition to those described in ORS 803.420. There is no authority under this section to affect registration periods, qualifications, cards, plates, requirements or any other provision relating to vehicle registration under the vehicle code.
- (7) Except as otherwise provided for in this subsection, when registration fees are imposed under this section, the fees must be imposed on all vehicle classes. Registration fees as provided under this section may not be imposed on the following:
  - (a) Snowmobiles and Class I all-terrain vehicles.
- 12 (b) Fixed load vehicles.

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- (c) Vehicles registered under ORS 805.100 to disabled veterans.
- 14 (d) Vehicles registered as antique vehicles under ORS 805.010.
- 15 (e) Vehicles registered as vehicles of special interest under ORS 805.020.
- 16 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.
- 17 (g) School buses or school activity vehicles registered under ORS 805.050.
  - (h) Law enforcement undercover vehicles registered under ORS 805.060.
  - (i) Vehicles registered on a proportional basis for interstate operation.
- 20 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 (10) 21 or (11).
  - (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.
  - (L) Travel trailers, campers and motor homes.
  - (m) Vehicles registered under ORS 805.110 to former prisoners of war.
    - (n) Vehicles registered under section 2 of this 2011 Act to gold star family members.
  - (o) Vehicles registered under section 3 of this 2011 Act to recipients of the Purple Heart medal.
  - (p) Vehicles registered under section 4 of this 2011 Act to recipients of the Congressional Medal of Honor.
  - (8) Any registration fee imposed by the governing body of a district must be a fixed amount not to exceed, with respect to any vehicle class, the registration fee established under ORS 803.420 (1). For vehicles on which a flat fee is imposed under ORS 803.420, the fee must be a whole dollar amount.
    - SECTION 11. ORS 803.350 is amended to read:
  - 803.350. This section establishes the requirements for qualification for registration. The Department of Transportation [shall] **may** not issue registration to a vehicle if the requirements under this section are not met. The department, in the absence of just cause for refusing to register a vehicle upon application, shall assign a distinctive number or other distinctive means of identification and shall issue registration for a vehicle if all of the following requirements are met:
  - (1) The applicant applies for and is granted title in the applicant's name at the same time the person makes application for registration, or presents satisfactory evidence that title covering the vehicle has been previously issued to the applicant.
  - (2) The applicant completes an application described under ORS 803.370. If the vehicle is a reconstructed or assembled vehicle or a replica, the person must indicate that fact in the application or be subject to ORS 803.225.

- (3) The applicant pays the department the registration fee established under ORS 803.420 and any applicable fees for issuance of registration plates.
- (4) For motor vehicles, proof of compliance with pollution control equipment requirements is provided to the department. Proof required to comply with this subsection is described under ORS 815.310. This subsection does not apply if the vehicle is exempt from the requirements for proof of compliance under ORS 815.300.
- (5) The applicant is domiciled in this state, as described in ORS 803.355, if required by ORS 803.360 to be domiciled in the state in order to register a vehicle. If the department has reason to believe that the applicant is not domiciled in this state and is required to be in order to register a vehicle, the department may require the person to submit proof of domicile. The department shall determine by rule what constitutes proof of domicile.
- (6) The applicant owns a vehicle that qualifies under ORS 803.360 (2) for registration in this state, if the owner is not domiciled in this state and is not required by ORS 803.200, or any other provision of law, to register the vehicle in this state.
- (7) The applicant surrenders all evidence of any former registration or title as required by ORS 803.380.
- (8)(a) Beginning with 2009 model year new motor vehicles, the applicant provides proof of compliance with low emission motor vehicle standards adopted pursuant to ORS 468A.360. The department shall determine by rule what constitutes proof of compliance with low emission motor vehicle standards.
- (b) The department shall determine by rule which new motor vehicles are exempt from the requirements of this subsection. Any rules adopted pursuant to this paragraph shall be consistent with the Environmental Quality Commission standards adopted pursuant to ORS 468A.360.
- (c) For purposes of this subsection, "new motor vehicle" means a motor vehicle with 7,500 miles or less on the odometer when the vehicle is initially registered under ORS 803.420 (1), 805.100, 805.110 or 805.120 or sections 2 to 4 of this 2011 Act.
- (9) If required to do so by the department, the applicant provides the department with satisfactory proof that the vehicle was designed to be operated on highways and meets equipment requirements imposed by statute or rule for the lawful operation of a vehicle on highways. The department may adopt rules specifying the kinds of vehicles that are subject to this subsection and what constitutes satisfactory proof under this subsection.

## SECTION 12. ORS 803.415 is amended to read:

- 803.415. This section establishes registration periods for vehicles. The registration periods are periods described under ORS 803.400. Except as provided in the following, the registration period for any vehicle registered in this state by the Department of Transportation is a biennial registration period:
  - (1) The following vehicles have permanent registration:
  - (a) Antique vehicles registered under ORS 805.010.
  - (b) Vehicles of special interest registered under ORS 805.020.
- (c) Trailers that will be operated on the highways at a loaded weight of more than 8,000 pounds and are not travel trailers, fixed load vehicles or special use trailers.
  - (2) Government-owned vehicles registered under ORS 805.040 have ownership registration.
- (3) The following vehicles may be registered under annual or quarterly registration unless the vehicles are registered under proportional registration under ORS 826.009 or proportional fleet registration under ORS 826.011:

- 1 (a) Vehicles required to establish a registration weight under ORS 803.430.
  - (b) Commercial buses.

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- (c) Vehicles registered as farm vehicles under ORS 805.300.
- 4 (4) Snowmobiles are registered as provided in ORS 821.080.
- 5 (5) Vehicles operated by dealers who hold certificates under ORS 822.020 are as provided under ORS 822.040.
  - (6) Trailers for hire that will be operated at a loaded weight of 8,000 pounds or less may be registered as follows:
    - (a) Annual registration; or
  - (b) If registered under an agreement pursuant to ORS 802.500, for a period of time determined as specified in the agreement or as determined by the department.
  - (7) Except as otherwise provided in subsection [(10)] (14) of this section, the registration period for electric vehicles and hybrid vehicles that use electricity and another source of motive power is a biennial registration period except that the registration period for the following electric or hybrid vehicles is an annual registration period:
  - (a) Commercial buses.
    - (b) Electric or hybrid vehicles registered as farm vehicles under ORS 805.300.
    - (c) Vehicles required to establish registration weight under ORS 803.430.
  - (8) Vehicles registered under ORS 805.100 have [an] ownership registration [period].
    - (9) School vehicles registered under ORS 805.050 have ownership registration except that the registration shall continue to be valid if ownership of the vehicle is transferred to a person who continues to use the vehicle for purposes authorized by ORS 805.050.
      - (10) Vehicles registered under ORS 805.110 have ownership registration.
      - (11) Vehicles registered under section 2 of this 2011 Act have ownership registration.
      - (12) Vehicles registered under section 3 of this 2011 Act have ownership registration.
  - (13) Vehicles registered under section 4 of this 2011 Act have ownership registration.
- 27 [(10)] (14) The following vehicles have a four-year registration period:
  - (a) New vehicles registered under ORS 803.420 (1) for which new registration plates will be issued;
    - (b) New mopeds registered under ORS 803.420 (2) for which new registration plates will be issued;
    - (c) New motorcycles registered under ORS 803.420 (3) for which new registration plates will be issued; and
  - (d) New vehicles registered under ORS 803.420 (9)(a) for which new registration plates will be issued.
  - [(11)] (15) A rental or leasing company, as defined in ORS 221.275, may elect an annual, a biennial or a four-year registration period for the initial registration of a new vehicle registered under ORS 803.420 (1) or (9)(a) for which new registration plates will be issued if the company owns the vehicle that is being registered. The subsequent renewal or reregistration periods for the vehicle are biennial.
    - **SECTION 13.** ORS 803.420 is amended to read:
  - 803.420. This section establishes registration fees for vehicles. If there is uncertainty as to the classification of a vehicle for purposes of the payment of registration fees under the vehicle code, the Department of Transportation may classify the vehicle to assure that registration fees for the vehicle are the same as for vehicles the department determines to be comparable. The registration

fees for the vehicle shall be those based on the classification determined by the department. Except 1 as otherwise provided in this section, or unless the vehicle is registered quarterly, the fees described 2 in this section are for an entire registration period for the vehicle as described under ORS 803.415. 3 The department shall apportion any fee under this section to reflect the number of quarters regis-4 tered for a vehicle registered for a quarterly registration period under ORS 803.415. The fees are 5 payable when a vehicle is registered and upon renewal of registration. Except as provided in ORS 6 801.041 (3) and 801.042 (7), the fee shall be increased by any amount established by the governing 7 body of a county or by the governing body of a district, as defined in ORS 801.237, under ORS 8 9 801.041 or 801.042 as an additional registration fee for the vehicle. The fees for registration of vehicles are as follows: 10

- (1) Vehicles not otherwise provided for in this section or ORS 821.320, \$43 for each year of the registration period.
  - (2) Mopeds, \$24 for each year of the registration period.
  - (3) Motorcycles, \$24 for each year of the registration period.
  - (4) Government-owned vehicles registered under ORS 805.040, \$3.50.
  - (5) State-owned vehicles registered under ORS 805.045, \$3.50 on registration or renewal.
  - (6) Undercover vehicles registered under ORS 805.060, \$3.50 on registration or renewal.
  - (7) Antique vehicles registered under ORS 805.010, \$54.
  - (8) Vehicles of special interest registered under ORS 805.020, \$81.
- (9) Electric vehicles and hybrid vehicles that use electricity and another source of motive power, as follows:
- (a) The registration fee for an electric or hybrid vehicle not otherwise described in this subsection is \$43 for each year of the registration period.
- (b) The registration fee for electric or hybrid vehicles that have two or three wheels is \$43. This paragraph does not apply to electric or hybrid mopeds. Electric or hybrid mopeds are subject to the same registration fee as otherwise provided for mopeds under this section.
- (c) The registration fees for the following electric or hybrid vehicles are the same as for comparable nonelectric vehicles described in this section plus 50 percent of such fee:
  - (A) Motor homes.

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- (B) Commercial buses.
- (C) Vehicles registered as farm vehicles under ORS 805.300.
- (D) Vehicles required to establish registration weight under ORS 803.430 or 826.013.
- (10) Motor vehicles required to establish a registration weight under ORS 803.430 or 826.013, and commercial buses as provided in the following chart, based upon the weight submitted in the declaration of weight prepared under ORS 803.435 or 826.015:

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38	Weigh	nt in	Pounds	Fee
39	8,000	or	less	\$ 55
40	8,001	to	10,000	344
41	10,001	to	12,000	391
42	12,001	to	14,000	438
43	14,001	to	16,000	485
44	16,001	to	18,000	532
45	18,001	to	20,000	593

1	20,001	to	22,000	640
2	22,001	to	24,000	703
3	24,001	to	26,000	764
4	26,001	to	28,000	375
5	28,001	to	30,000	391
6	30,001	to	32,000	422
7	32,001	to	34,000	438
8	34,001	to	36,000	468
9	36,001	to	38,000	485
10	38,001	to	40,000	515
11	40,001	to	42,000	532
12	42,001	to	44,000	562
13	44,001	to	46,000	578
14	46,001	to	48,000	593
15	48,001	to	50,000	625
16	50,001	to	52,000	656
17	52,001	to	54,000	672
18	54,001	to	56,000	686
19	56,001	to	58,000	717
20	58,001	to	60,000	750
21	60,001	to	62,000	780
22	62,001	to	64,000	811
23	64,001	to	66,000	827
24	66,001	to	68,000	857
25	68,001	to	70,000	874
26	70,001	to	72,000	904
27	72,001	to	74,000	921
28	74,001	to	76,000	951
29	76,001	to	78,000	967
30	78,001	to	80,000	998
31	80,001	to	82,000	1,014
32	82,001	to	84,000	1,045
33	84,001	to	86,000	1,061
34	86,001	to	88,000	1,092
35	88,001	to	90,000	1,108
36	90,001	to	92,000	1,139
37	92,001	to	94,000	1,155
38	94,001	to	96,000	1,185
39	96,001	to	98,000	1,202
40	98,001	to	100,000	1,218
41	100,001	to	102,000	1,249
42	102,001	to	104,000	1,265
43	104,001	to	105,500	1,295
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(11)(a) Motor vehicles with a registration weight of more than 8,000 pounds that are described in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017 (14), as provided in the following chart:

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6	Weigh	nt in	Pounds	Fee
7	8,001	to	10,000	\$ 50
8	10,001	to	12,000	60
9	12,001	to	14,000	65
10	14,001	to	16,000	75
11	16,001	to	18,000	80
12	18,001	to	20,000	90
13	20,001	to	22,000	95
14	22,001	to	24,000	105
15	24,001	to	26,000	110
16	26,001	to	28,000	120
17	28,001	to	30,000	125
18	30,001	to	32,000	135
19	32,001	to	34,000	140
20	34,001	to	36,000	150
21	36,001	to	38,000	155
22	38,001	to	40,000	165
23	40,001	to	42,000	170
24	42,001	to	44,000	180
25	44,001	to	46,000	185
26	46,001	to	48,000	190
27	48,001	to	50,000	200
28	50,001	to	52,000	210
29	52,001	to	54,000	215
30	54,001	to	56,000	220
31	56,001	to	58,000	230
32	58,001	to	60,000	240
33	60,001	to	62,000	250
34	62,001	to	64,000	260
35	64,001	to	66,000	265
36	66,001	to	68,000	275
37	68,001	to	70,000	280
38	70,001	to	72,000	290
39	72,001	to	74,000	295
40	74,001	to	76,000	305
41	76,001	to	78,000	310
42	78,001	to	80,000	320
43	80,001	to	82,000	325
44	82,001	to	84,000	335
45	84,001	to	86,000	340

1	86,001	to	88,000	350	
2	88,001	to	90,000	355	
3	90,001	to	92,000	365	
4	92,001	to	94,000	370	
5	94,001	to	96,000	380	
6	96,001	to	98,000	385	
7	98,001	to	100,000	390	
8	100,001	to	102,000	400	
9	102,001	to	104,000	405	
10	104,001	to	105,500	415	
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(b) Motor vehicles with a registration weight of more than 8,000 pounds that are certified under ORS 822.205 or that are used exclusively to transport manufactured structures, as provided in the following chart:

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18	Weigh	nt in	Pounds	Fee
19	8,001	to	10,000	\$ 102
20	10,001	to	12,000	122
21	12,001	to	14,000	132
22	14,001	to	16,000	153
23	16,001	to	18,000	163
24	18,001	to	20,000	183
25	20,001	to	22,000	193
26	22,001	to	24,000	214
27	24,001	to	26,000	224
28	26,001	to	28,000	244
29	28,001	to	30,000	255
30	30,001	to	32,000	275
31	32,001	to	34,000	285
32	34,001	to	36,000	306
33	36,001	to	38,000	316
34	38,001	to	40,000	336
35	40,001	to	42,000	346
36	42,001	to	44,000	367
37	44,001	to	46,000	377
38	46,001	to	48,000	387
39	48,001	to	50,000	407
40	50,001	to	52,000	428
41	52,001	to	54,000	438
42	54,001	to	56,000	448
43	56,001	to	58,000	468
44	58,001	to	60,000	489
45	60,001	to	62,000	509

1	62,001	to	64,000	530
2	64,001	to	66,000	540
3	66,001	to	68,000	560
4	68,001	to	70,000	570
5	70,001	to	72,000	591
6	72,001	to	74,000	601
7	74,001	to	76,000	621
8	76,001	to	78,000	631
9	78,001	to	80,000	652
10	80,001	to	82,000	662
11	82,001	to	84,000	682
12	84,001	to	86,000	692
13	86,001	to	88,000	713
14	88,001	to	90,000	723
15	90,001	to	92,000	743
16	92,001	to	94,000	754
17	94,001	to	96,000	774
18	96,001	to	98,000	784
19	98,001	to	100,000	794
20	100,001	to	102,000	815
21	102,001	to	104,000	825
22	104,001	to	105,500	845
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- (c) The owner of a vehicle described in paragraphs (a) and (b) of this subsection must certify at the time of initial registration, in a manner determined by the department by rule, that the motor vehicle will be used exclusively to transport manufactured structures or exclusively as described in ORS 822.210, 825.015 or 825.017 (14). Registration of a vehicle described in paragraphs (a) and (b) of this subsection is invalid if the vehicle is operated in any manner other than that described in the certification under this paragraph.
  - (12) Trailers registered under permanent registration, \$10.
  - (13) Fixed load vehicles as follows:
- (a) If a declaration of weight described under ORS 803.435 is submitted establishing the weight of the vehicle at 3,000 pounds or less, \$54.
- (b) If no declaration of weight is submitted or if the weight of the vehicle is in excess of 3,000 pounds, \$75.
- (14) Trailers for hire that are equipped with pneumatic tires made of an elastic material and that are not travel trailers or trailers registered under permanent registration, \$27.
- (15) Trailers registered as part of a fleet under an agreement reached pursuant to ORS 802.500, the same as the fee for vehicles of the same type registered under other provisions of the Oregon Vehicle Code.
- (16) Travel trailers, campers and motor homes as follows, based on length as determined under ORS 803.425:
  - (a) For travel trailers or campers that are 6 to 10 feet in length, \$81.
    - (b) For travel trailers or campers over 10 feet in length, \$81 plus \$6.75 a foot for each foot of

1 length over the first 10 feet.

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- (c) For motor homes that are 6 to 14 feet in length, \$54.
- 3 (d) For motor homes over 14 feet in length, \$126 plus \$7.50 a foot for each foot of length over 4 the first 10 feet.
  - (17) Special use trailers as follows, based on length as determined under ORS 803.425:
  - (a) For lengths 6 to 10 feet, \$54.
  - (b) For special use trailers over 10 feet in length, \$54 plus \$3 a foot for each foot of length over the first 10 feet.
    - (18) Fees for vehicles with proportional registration under ORS 826.009, or proportioned fleet registration under ORS 826.011, are as provided for vehicles of the same type under this section except that the fees shall be fixed on an apportioned basis as provided under the agreement established under ORS 826.007.
    - (19) For any vehicle that is registered under a quarterly registration period, a minimum of \$15 for each quarter registered plus an additional fee of \$1.
  - (20) In addition to any other fees charged for registration of vehicles in fleets under ORS 805.120, the department may charge the following fees:
    - (a) A \$2 service charge for each vehicle entered into a fleet.
    - (b) A \$1 service charge for each vehicle in the fleet at the time of renewal.
  - (21) The registration fee for vehicles with special registration for disabled veterans under ORS 805.100 is a fee of \$15.
  - (22) Subject to subsection (19) of this section, the registration fee for motor vehicles registered as farm vehicles under ORS 805.300 is as follows based upon the registration weight given in the declaration of weight submitted under ORS 803.435:

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26	Weigh	nt in	Pounds	Fee	
27	8,000	or	less	\$ 35	,
28	8,001	to	10,000	46	;
29	10,001	to	12,000	53	}
30	12,001	to	14,000	68	}
31	14,001	to	16,000	76	;
32	16,001	to	18,000	91	-
33	18,001	to	20,000	99	)
34	20,001	to	22,000	114	
35	22,001	to	24,000	121	-
36	24,001	to	26,000	137	,
37	26,001	to	28,000	144	
38	28,001	to	30,000	159	)
39	30,001	to	32,000	167	,
40	32,001	to	34,000	182	2
41	34,001	to	36,000	190	)
42	36,001	to	38,000	205	,
43	38,001	to	40,000	213	}
44	40,001	to	42,000	228	}
45	42,001	to	44,000	235	,

1	44,001	to	46,000	251
2	46,001	to	48,000	258
3	48,001	to	50,000	273
4	50,001	to	52,000	281
5	52,001	to	54,000	288
6	54,001	to	56,000	304
7	56,001	to	58,000	319
8	58,001	to	60,000	326
9	60,001	to	62,000	334
10	62,001	to	64,000	349
11	64,001	to	66,000	364
12	66,001	to	68,000	372
13	68,001	to	70,000	380
14	70,001	to	72,000	395
15	72,001	to	74,000	402
16	74,001	to	76,000	418
17	76,001	to	78,000	425
18	78,001	to	80,000	440
19	80,001	to	82,000	448
20	82,001	to	84,000	463
21	84,001	to	86,000	471
22	86,001	to	88,000	486
23	88,001	to	90,000	493
24	90,001	to	92,000	509
25	92,001	to	94,000	516
26	94,001	to	96,000	531
27	96,001	to	98,000	539
28	98,001	to	100,000	554
29	100,001	to	102,000	562
30	102,001	to	104,000	577
31	104,001	to	105,500	585
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(23) The registration fee for school vehicles registered under ORS 805.050 is \$7.50.

(24) The registration fee for a low-speed vehicle is \$43, for each year of the registration period.

(25) A rental or leasing company, as defined in ORS 221.275, that elects to initially register a vehicle for an annual or biennial registration period shall pay a fee of \$1 in addition to the vehicle registration fee provided under this section.

- (26) Racing activity vehicles registered under ORS 805.035, \$81.
- (27) Medium-speed electric vehicles, \$43 for each year of the registration period.
- (28) Vehicles with special registration for former prisoners of war under ORS 805.110, \$15.
- (29) Vehicles with special registration for gold star family members under section 2 of this 2011 Act, \$15.
- (30) Vehicles with special registration for recipients of the Purple Heart medal under section 3 of this 2011 Act, \$15.

(31) Vehicles with special registration for recipients of the Congressional Medal of Honor under section 4 of this 2011 Act, \$15.

SECTION 14. ORS 803.400 is amended to read:

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803.400. This section establishes and distinguishes registration periods. Each registration period determines the period of validity for vehicle registration. Registration under the following registration periods is valid during the described registration period:

- (1)(a) Annual registration is valid for a one-year period. Except as provided in this subsection, the period starts on the first day of a calendar month and runs through the last day of the same calendar month one year later. Once a vehicle is registered under annual registration, the registration period of the vehicle begins and ends with that same calendar month each time the vehicle is reregistered or registration for the vehicle is renewed.
- (b) Annual registration issued under ORS 803.415 [(11)] (15) starts on the day a vehicle is registered and runs through the same day one year later. Once a vehicle is registered annually under ORS 803.415 [(11)] (15), the registration period of the vehicle begins and ends with that same day each time the vehicle is reregistered or registration for the vehicle is renewed. Vehicles initially registered on February 29 will expire on the last day of February at the end of the registration period.
- (2) Biennial registration is valid for a two-year period. The period starts on the day a vehicle is registered and runs through the same day two years later. Once a vehicle is registered under biennial registration, the registration period of the vehicle begins and ends with that same day each time the vehicle is reregistered or registration for the vehicle is renewed. Vehicles initially registered on February 29 will expire on the last day of February two years later.
- (3) Calendar-year registration starts on January 1 of a year and runs through December 31 of the same year.
- (4) Ownership registration starts on the day the vehicle is registered and is valid until the ownership of the vehicle changes.
- (5) Permanent registration starts on the day the vehicle is registered and is valid for the life of the vehicle.
- (6) Quarterly registration starts on the first day of any calendar quarter and runs through the last day of the last calendar quarter in the registration period. The number of calendar quarters in a quarterly registration is elected by the vehicle owner at the time of registration. A person may not establish quarterly registration periods for more than four quarters. If a vehicle is registered for a quarterly registration period of less than four calendar quarters, the Department of Transportation shall collect, when issuing or renewing registration of the vehicle, the additional fee for quarterly registration established under ORS 803.420.
- (7) Four-year registration starts on the day a vehicle is registered and runs through the same day four years later.

SECTION 15. Sections 2 to 4 of this 2011 Act and the amendments to ORS 801.041, 801.042, 803.350, 803.400, 803.415, 803.420, 805.103, 805.105 and 805.110 by sections 5 to 14 of this 2011 Act apply to motor vehicle registrations issued or renewed on or after the effective date of this 2011 Act.