

# D R A F T

## SUMMARY

Prohibits Department of Transportation from imposing civil penalty on vehicle dealer if vehicle dealer fails to submit notice of sale to department.

### A BILL FOR AN ACT

Relating to vehicle dealers; creating new provisions; and amending ORS 822.009.

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

**SECTION 1.** ORS 822.009 is amended to read:

822.009. (1) The Department of Transportation may levy and collect a civil penalty, in an amount not to exceed \$1,000 for each violation, against any person who has a vehicle dealer certificate if it finds that the dealer has violated any provisions of the Oregon Vehicle Code or of any rules adopted by the department relating to the sale of vehicles, vehicle titling or vehicle registration.

(2) The department may levy and collect a civil penalty, in an amount not to exceed \$5,000 for each vehicle improperly sold, brokered, exchanged or offered or displayed for sale, against any person if it finds that the person is in violation of:

(a) ORS 822.005 (1); or

(b) Any rules adopted by the department relating to the sale of vehicles and the person is not subject to subsection (1) of this section.

**(3) Notwithstanding subsections (1) and (2) of this section, the department may not impose a civil penalty on a person who has a vehicle dealer certificate if the person fails to submit a notice of sale to the**

1 **department.**

2 **SECTION 2. The amendments to ORS 822.009 by section 1 of this**  
3 **2013 Act apply to conduct occurring on or after the effective date of**  
4 **this 2013 Act.**

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