

House Bill 3065

Sponsored by Representative THOMPSON (at the request of Mike Nearman)

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**.

Provides that Oregon Department of Administrative Services may not purchase new motor vehicle for State of Oregon at any time that average age of vehicles owned by state is less than average age of all other vehicles registered in this state.

Requires sale by auction of motor vehicles owned by state until average age of vehicles owned by the State of Oregon is greater than the average age of all other vehicles registered in this state.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1 Relating to motor vehicles owned by the State of Oregon; and declaring an emergency.

2 Whereas state government is not adequately exposed to the market forces that would lead to
3 efficient decisions relating to the procurement of motor vehicles for use by the state; and

4 Whereas the state government has more flexibility in maintenance options than the individuals
5 and businesses that own vehicles in this state, and the State of Oregon should be able to maintain
6 a fleet of vehicles more economically than those individuals and businesses; now, therefore,

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

8 **SECTION 1. (1) As used in this section, "motor vehicle" has the meaning given that term**
9 **in ORS 801.360.**

10 **(2) The Oregon Department of Administrative Services may not purchase a new motor**
11 **vehicle for the State of Oregon at any time for which an audit conducted under subsection**
12 **(3) of this section indicates that the average age of motor vehicles owned by the State of**
13 **Oregon is less than the average age of all other motor vehicles registered in this state.**

14 **(3) Not less than 30 days before the close of each fiscal year, the Secretary of State shall:**

15 **(a) Conduct an audit of all the motor vehicles owned by the State of Oregon to determine**
16 **the average age of those vehicles based on the model years of the vehicles.**

17 **(b) Conduct an audit of all motor vehicles registered in this state but not owned by the**
18 **State of Oregon for the purpose of determining the average age of these vehicles based on**
19 **the model years of the vehicles.**

20 **(c) Report the results of the audit to the Director of the Oregon Department of Admin-**
21 **istrative Services and post the audit report on the Secretary of State's website.**

22 **(4) If an audit conducted under subsection (3) of this section indicates that the average**
23 **age of motor vehicles owned by the State of Oregon is less than the average age of all other**
24 **motor vehicles registered in this state, the department shall sell by auction motor vehicles**
25 **owned by the State of Oregon that are newer than the average age of motor vehicles regis-**
26 **tered in this state but not owned by the State of Oregon. The department must sell motor**
27 **vehicles as required by this subsection until the average age of the motor vehicles owned by**
28 **the State of Oregon is greater than the average age of all other motor vehicles registered**
29

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 in this state. The department may not set a minimum price for sale of the motor vehicles
2 at the auction.

3 (5) The director may at any time request that the Secretary of State conduct an audit
4 as described in subsection (3) of this section to determine whether the department may
5 purchase new motor vehicles for the State of Oregon.

6 (6) Any person may bring an action in circuit court to enforce the requirements of this
7 section.

8 SECTION 2. This 2013 Act being necessary for the immediate preservation of the public
9 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
10 on its passage.

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