

Enrolled
House Bill 3136

Sponsored by Representative NATHANSON; Representative MATTHEWS

CHAPTER

AN ACT

Relating to vehicle windows; amending ORS 815.222.

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

SECTION 1. ORS 815.222 is amended to read:

815.222. (1) A person commits the offense of illegal window tinting if the person applies window tinting material that does not comply with ORS 815.221 or applies window tinting material to a window of a motor vehicle that is not authorized by ORS 815.221 to be equipped with window tinting material.

(2) A person commits the offense of operating a vehicle with illegal window tinting if the person operates a vehicle registered or required to be registered in Oregon that is equipped with window tinting material that is not in compliance with or authorized by ORS 815.221.

(3) Each offense described in this section is a Class B traffic violation.

(4) A court may dismiss a citation issued for violation of subsection (2) of this section, or reduce the fine that the court would otherwise have imposed for the offense, if the defendant establishes to the satisfaction of the court that after the citation for the offense was issued the windows of the vehicle were modified to comply with the requirements of ORS 815.221. In determining whether the windows of the vehicle were modified to comply with the requirements of ORS 815.221, the court may consider:

(a) A receipt from a business for removing nonconforming window tinting or installation of conforming window tinting;

(b) A written statement by a law enforcement officer indicating that the window tinting was modified to comply with the requirements of ORS 815.221; and

(c) Any other evidence produced by the defendant to show modification or removal of the nonconforming window tinting.

Passed by House March 21, 2013

.....
Ramona J. Line, Chief Clerk of House

.....
Tina Kotek, Speaker of House

Passed by Senate May 13, 2013

.....
Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2013

Approved:

.....M,....., 2013

.....
John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M,....., 2013

.....
Kate Brown, Secretary of State