

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3159

By COMMITTEE ON GENERAL GOVERNMENT, CONSUMER AND SMALL BUSINESS  
PROTECTION

June 7

1 On page 2 of the printed A-engrossed bill, after line 15, insert:

2 “(m) Charge for the hookup and release of a motor vehicle except as provided in ORS 98.856.”.

3 Delete lines 34 through 45.

4 On page 3, delete lines 1 through 26 and insert:

5 **“SECTION 3. (1) Each county may establish the maximum rates that a tower may charge**  
6 **for towing a motor vehicle, and for all related services for towing a motor vehicle, in re-**  
7 **sponse to a request for towing of a vehicle parked within the county that is made by a person**  
8 **other than the owner or operator of the motor vehicle. The rates for related services include**  
9 **charges for hookup, storage, gas mileage, pictures, unlocking the motor vehicle and any**  
10 **other services reasonably related to towing as determined by the county. Rates established**  
11 **by a county under this subsection apply in all portions of the county except within the**  
12 **boundaries of cities with a population of 15,000 or more located within the county.**

13 **“(2) If a county does not establish the maximum rates that a tower may charge for**  
14 **towing a motor vehicle under subsection (1) of this section, a city that is within the county**  
15 **and that has a population of less than 15,000 may establish the maximum rates that a tower**  
16 **may charge for towing a motor vehicle, and for all related services for towing a motor ve-**  
17 **hicle, in response to a request for towing of a vehicle parked within the boundaries of the**  
18 **city that is made by a person other than the owner or operator of the motor vehicle. The**  
19 **rates for related services include charges for hookup, storage, gas mileage, pictures, un-**  
20 **locking the motor vehicle and any other services reasonably related to towing as determined**  
21 **by the city.**

22 **“(3) Each city with a population of 15,000 or more shall establish the maximum rates that**  
23 **a tower may charge for towing a motor vehicle, and for all related services for towing a**  
24 **motor vehicle, in response to a request for towing of a vehicle parked within the boundaries**  
25 **of the city that is made by a person other than the owner or operator of the motor vehicle.**  
26 **The rates for related services include charges for hookup, storage, gas mileage, pictures,**  
27 **unlocking the motor vehicle and any other services reasonably related to towing as deter-**  
28 **mined by the city.**

29 **“(4) When establishing the maximum rates under this section, the city or county shall**  
30 **take into consideration the size of the motor vehicle towed and the distance traveled by the**  
31 **tower from the location of the motor vehicle to a storage facility.**

32 **“(5) Each city or county that establishes maximum rates under this section shall also**  
33 **establish a process by which the city or county will receive and respond to complaints re-**  
34 **lating to violations of this section.**

35 **“SECTION 4. (1) Subject to subsection (5) of this section:**

1       “(a) A tower may not tow vehicles parked within the boundaries of a city without a li-  
2       cense issued by the city, if the city has established the maximum rates that a tower may  
3       charge under section 3 of this 2013 Act.

4       “(b) A tower may not tow vehicles parked within the boundaries of a county, outside of  
5       a city with a population of 15,000 or more, without a license issued by the county, if the  
6       county has established the maximum rates that a tower may charge under section 3 of this  
7       2013 Act.

8       “(2) Application for a license under this section must be made in writing in the form  
9       prescribed by the city or county, and must contain the name and address of the applicant  
10      and any other information that the city or county may require.

11      “(3) The fee for issuing a license under this section shall be established by the city or  
12      county, but may not exceed the cost of administering the licensing program and adminis-  
13      tering section 3 of this 2013 Act.

14      “(4) A license issued under this section expires annually on December 31 or on a date  
15      that may be specified by the city or county by ordinance.

16      “(5) The requirement to get a license under this section applies only to towers that tow  
17      a motor vehicle without the prior consent or authorization of the owner or operator of the  
18      motor vehicle.

19      “(6) A city or county may suspend or revoke a license issued under this section for vio-  
20      lation of section 3 of this 2013 Act or ORS 98.854.”.

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