

OCAPA Legislative Change



**Oregon Concrete
& Aggregate
PRODUCERS ASSOCIATION**

Volumetric Mixer



House Bill 2022

- ▣ 1.) HB 2022 changes Fixed Load Vehicle statute so Volumetric Mixers fall under the same category as Transit Mixers.
- ▣ 2.) HB 2022 cleans up the statute by replacing the term “cement” for “concrete” where appropriate.

Cement is an ingredient of Concrete

Concrete includes these basic components:



Purpose of HB 2022

- ▣ 1. Treat concrete delivery trucks similarly under Oregon laws and taxation rules
- ▣ 2. Create competitive fairness across types of concrete delivery trucks
- ▣ 3. Eliminate “cement mixer”, “cement batch plants”, and “cement pavement finishers” because those vehicle configurations don’t exist; but replace them with “concrete” vehicle configurations that do exist.

Transit Mixer



Volumetric Mixer



Volumetric Mixer



Concrete Batch Plant



For tax purposes, this example of a semi-permanent unit will remain the same, but be identified correctly as a Concrete Batch Plant instead of Cement Batch Plant.

Concrete Batch Plant



This is an example of a permanent Concrete Batch Plant.

Both Deliver Concrete



Volumetric Mixer



Transit Mixer

Concrete Delivery



PDX Airport Upper Deck Repair by Volumetric Mixer

Concrete Delivery



Bus Pad on 82nd Ave. Overpass above I-84 to be poured by Volumetric Mixer

Concrete Delivery



Pouring Necanicum bridge deck overlay on Hwy 26 by Volumetric Mixer

Concrete Delivery



Interstate 5 Overpass at Woodburn:
Project poured by Volumetric Mixer

Concrete Delivery



Roundabout Intersection Pour by Transit Mixer

Conclusion

- ▣ 1.) HB 2022 cleans up “fixed load vehicle” statute.
- ▣ 2.) HB 2022 treats concrete truck delivery systems the same for tax purposes.
- ▣ 3.) HB 2022 allows competitive fairness for Oregon’s smallest concrete companies, which compete against larger businesses, by having them fall under the same tax system.

- 801.285 “Fixed load vehicle.” “Fixed load vehicle” means all of the following apply to the vehicle:
- (1) It is a vehicle with or without motive power that is designed and **used primarily**:
- (a) **To support and move** a permanent load in the form of **equipment** or appliances constructed as part of or permanently attached to the body of the vehicle;
- (b) **For transportation of equipment** or appliances that are ordinarily **kept on or in the vehicle** in order that the vehicle **may be used for its primary purpose**; and
- (c) Except for the transportation of permanent load, appliances and equipment described in paragraphs (a) and (b) of this subsection, **for purposes other than for the transportation** of persons or **property** over public highways or streets.
- (2) It is a vehicle other than the following:
- (a) A travel trailer.
- (b) A tow vehicle, including a tow vehicle with cranes, hoists or dollies.
- (c) A **truck-mounted transit mixer**.
- (d) A self-propelled mobile crane.
- (3) It is a vehicle that may include, but is not limited to, the following vehicles:
- (a) Air compressors, air drills, asphalt plants, asphalt spreaders, bituminous plants, bituminous mixers, bituminous spreaders and bucket loaders;
- (b) **Cement batch plants**, **cement mixers** other than transit mix, cement spreaders, carryalls, crawler cranes, crushers and crushing plants, diggers and ditchers, power units and plants;
- (c) Earthmoving scrapers, electric generating equipment, electric load-bank and wiring equipment, front-end loaders, leveling graders, lighting plants and portable wiring, motor graders, payloaders, power hoists, road graders, scoopmobiles, skip hoists, stackers and hoists;
- (d) Atthey wheels, backhoes, bituminous and **cement** pavement finishers, drag lines, fork lift trucks, log loaders, **mixmobiles**, portable bins, portable parts and storage bins, portable shops, portable storage tanks, power shovels, road rollers, sheepsfoot rollers and paving mixers, towermobiles, welders, yarders;
- (e) Bituminous and **cement** finishing machines, elevator equipment, scarifiers and rooters, traction engines, vibro screens and rotary screens, wheeled and crawler tractors other than truck tractors; and
- (f) Apron feeders, grain grinders, grain rollers, sand classifiers and drags, sawmills and special construction equipment, scrap metal balers, scrubber screens and plate feeders. [1983 c.338 §47; 1985 c.71 §1; 1995 c.79 §367; 2003 c.655 §87]
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