

HB 3120 A STAFF MEASURE SUMMARY
Senate Committee On Business and Transportation

Carrier: Sen. Monroe

Action Date: 05/10/17
Action: Do pass the A-Eng bill.
Vote: 5-0-0-0
Yeas: 5 - Beyer, Girod, Monroe, Riley, Thomsen
Fiscal: No fiscal impact
Revenue: No revenue impact
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WHAT THE MEASURE DOES:

Directs the Department of Transportation to designate vehicle dealers as agents for purposes of preparing and submitting documents related to vehicle titles, registration, liens, and other services relating to compliance with state and federal law. Authorizes that the Department may impose penalties on vehicle dealers that do not comply with regulations relating to vehicle dealers acting as agents for the Department.

ISSUES DISCUSSED:

- Technical cleanup measure that codifies existing practice
- Clarifies authority of Department to impose limited sanction on dealer-agents

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Driver and Motor Vehicle Services Division (DMV) of the Oregon Department of Transportation (ODOT) is the state's regulatory body for motor vehicle dealers. Certified dealers may act as agents of DMV to conduct many of the agency's functions, including accepting title applications and fees and issuing temporary registration and trip permits.

Under current law, it is unclear whether DMV can revoke a dealer's authority to act as an agent of the Department without also fully revoking or suspending the dealer's certificate to buy and sell vehicles. House Bill 3120-A specifies that DMV is to designate a dealer as an agent prior to the dealer being entitled to perform specified duties on behalf of the Department. The measure grants ODOT specific rulemaking authority to specify duties that may be designated to dealer-agents, and clarifies the Department's authority to suspend or revoke a dealer's status as an agent.