

# House Bill 2514

Sponsored by Representative BARNHART (Pre-session filed.)

## 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**.

Directs Oregon Business Development Department to develop and implement Electric Motor Vehicle Sales Incentive Program to provide per-vehicle sales incentive to salespersons employed by electric motor vehicle dealers for sales, leases or trade-in exchanges of new electric motor vehicles to residents of this state.

Directs Department of Transportation and electric motor vehicle dealer to notify Oregon Business Development Department of sale, lease or exchange of new electric motor vehicle and to provide information about salesperson who conducted sale, lease or exchange.

Establishes Electric Motor Vehicle Sales Incentive Program Fund.

## A BILL FOR AN ACT

1  
2 Relating to electric motor vehicle incentives.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) **“Electric motor vehicle” means a vehicle designed for use as a mode of transportation**  
6 **on public roads and highways that requires electrical current for propulsion. “Electric motor**  
7 **vehicle” does not include a gasoline-electric hybrid vehicle.**

8 (b) **“Electric motor vehicle dealer” means a person that has been issued a vehicle dealer**  
9 **certificate under ORS 822.020 and engages in the buying, selling, leasing or exchanging of**  
10 **electric motor vehicles.**

11 (2)(a) **The Oregon Business Development Department shall develop and implement the**  
12 **Electric Motor Vehicle Sales Incentive Program, pursuant to which the department shall**  
13 **provide a sales incentive of \$250 per each new electric motor vehicle for any salesperson**  
14 **employed by an electric motor vehicle dealer who sells, leases or exchanges for trade-in al-**  
15 **lowance a new electric motor vehicle in a transaction with a resident of this state. The**  
16 **purpose of the program is to provide salespersons of electric motor vehicle dealers with ex-**  
17 **perience in selling, leasing or exchanging electric motor vehicles.**

18 (b) **Electric motor vehicle dealers that buy, sell, lease or exchange electric motor vehicles**  
19 **exclusively, and salespersons employed by such dealers, are excluded from participation in**  
20 **the program.**

21 (c) **Used electric motor vehicles are not eligible for the incentive provided by the pro-**  
22 **gram.**

23 (d) **The department may, by rule, reduce the amount of the incentive to be paid under**  
24 **this section when, in the department’s discretion, market conditions warrant the reduction**  
25 **or insufficient funds exist in the Electric Motor Vehicle Sales Incentive Program Fund es-**  
26 **tablished under section 2 of this 2017 Act.**

27 (3)(a) **The Department of Transportation shall notify the Oregon Business Development**  
28 **Department within 15 days of receiving information from an electric motor vehicle dealer**

**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 regarding the sale, lease or exchange of a new electric motor vehicle to a resident of this  
 2 state. The Oregon Business Development Department shall, in consultation with the De-  
 3 partment of Transportation, adopt rules regarding the contents of, and the process for pro-  
 4 viding, the notice required by this subsection. At a minimum, the rules shall contain  
 5 information regarding the salesperson employed by the electric motor vehicle dealer who  
 6 sold, leased or exchanged the new motor vehicle sufficient to enable the Oregon Business  
 7 Development Department to pay the sales incentive described in subsection (2) of this sec-  
 8 tion.

9 (b) Within 15 days of receipt of the notice under paragraph (a) of this subsection, the  
 10 Oregon Business Development Department shall pay by check, or other form of deposit or  
 11 transfer of funds, directly to the salesperson who sold, leased or exchanged the new electric  
 12 motor vehicle the amount of the sales incentive described in subsection (2) of this section.

13 (c) The Oregon Business Development Department shall pay the entire amount of the  
 14 sales incentive to the individual salesperson who conducted the sale, lease or exchange of the  
 15 new electric motor vehicle. The electric motor vehicle dealer that employs the salesperson  
 16 is not entitled to receive any portion of the sales incentive.

17 (4) Upon sale, lease or exchange of a new electric motor vehicle, the electric motor ve-  
 18 hicle dealer shall notify the Oregon Business Development Department of the sale, lease or  
 19 exchange and provide identifying information about the salesperson who conducted the sale,  
 20 lease or exchange.

21 (5) The maximum amount of all sales incentives that may be provided by the Oregon  
 22 Business Development Department during the life of the program is \$1 million.

23 (6) The Oregon Business Development Department shall adopt rules to implement and  
 24 administer the program.

25 **SECTION 2.** (1) The Electric Motor Vehicle Sales Incentive Program Fund is established  
 26 in the State Treasury, separate and distinct from the General Fund. Interest earned by the  
 27 Electric Motor Vehicle Sales Incentive Program Fund shall be credited to the fund. All  
 28 moneys in the fund are continuously appropriated to the Oregon Business Development De-  
 29 partment for the following purposes:

30 (a) Providing sales incentives pursuant to section 1 of this 2017 Act; and

31 (b) Payment of the administrative costs of the department incurred in establishing and  
 32 maintaining the Electric Motor Vehicle Sales Incentive Program established under section 1  
 33 of this 2017 Act.

34 (2) Moneys in the Electric Motor Vehicle Sales Incentive Program Fund shall consist of:

35 (a) Moneys appropriated or otherwise transferred to the fund by the Legislative Assem-  
 36 bly.

37 (b) Interest earned on moneys in the fund.

38 (c) Transfers of moneys to the fund or other amounts deposited into the fund from any  
 39 source.

40 (d) Moneys from gifts or donations to the fund.

41 (e) Moneys from any grant made to the fund by any federal source.

42 **SECTION 3.** Sections 1 and 2 of this 2017 Act apply to new electric motor vehicles sold  
 43 to residents of this state on or after the effective date of this 2017 Act.