

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 4062

By JOINT COMMITTEE ON TRANSPORTATION

February 28

1 On page 1 of the printed A-engrossed bill, line 2, delete “803.420,” and insert “803.350, 803.420,
2 803.530, 805.242, 805.278, 805.283,”.

3 In line 3, delete “; and repealing ORS 807.375” and insert “and section 2, chapter 823, Oregon
4 Laws 2009; repealing ORS 807.375; and prescribing an effective date”.

5 In line 11, delete “\$76” and insert “\$75”.

6 In line 14, delete “\$24” and insert “\$23”.

7 In line 15, delete “\$24” and insert “\$23”.

8 In line 16, delete “\$24” and insert “\$23”.

9 In line 17, delete “\$24” and insert “\$23”.

10 In line 18, delete “\$24” and insert “\$23”.

11 On page 2, line 17, delete “\$56” and insert “\$55”.

12 In line 19, delete “\$24” and insert “\$23”.

13 In line 21, delete “\$27” and insert “\$26”.

14 On page 24, delete lines 20 through 29 and insert:

15 “**NOTE:** Section 5 was deleted by amendment. Subsequent sections were not renumbered.”.

16 On page 26, after line 4, insert:

17 “**SECTION 10.** ORS 803.530 is amended to read:

18 “803.530. Registration plates assigned to a vehicle by the Department of Transportation shall
19 remain with the vehicle to which the plates are assigned and are valid only during the registration
20 period for which the plates are issued except as provided in the following:

21 “(1) The department may allow registration plates to be transferred to another vehicle [*upon*]
22 **if:**

23 “(a) [*Receipt of*] **The department receives** an application [*and*];

24 “(b) [*payment of a*] **The applicant pays the** plate transfer fee under ORS 803.575 [*in addition*
25 *to any required registration fee*]; **and**

26 “(c) **The applicant complies with the registration qualifications described in ORS 803.350.**

27 “(2) The department shall transfer registration plates under this [*subsection unless the depart-*
28 *ment determines that*] **section if the applicant and the vehicle qualify for the plates and** the
29 plates are:

30 “[*a*] *So old, damaged, mutilated or otherwise rendered illegible as to be not useful for purposes*
31 *of identification; or*]

32 “(a) **Legible and capable of being used for identification purposes; and**

33 “(b) [*Not*] Any of the following:

34 “(A) From a current issue of registration plates;

35 “(B) Customized registration plates described under ORS 805.240;

1 “(C) Oregon Trail commemorative registration plates issued under section 113, chapter 741,
2 Oregon Laws 1993;

3 “(D) Special registration plates issued under ORS 805.255, 805.260, 805.263, 805.266, 805.278 or
4 805.283;

5 “(E) Group **registration** plates issued under ORS 805.205; [or]

6 “(F) [*Veterans*] **Veterans’ recognition registration** plates issued under ORS 805.105[.];

7 “(G) **Pacific Wonderland registration plates issued under section 2, chapter 823, Oregon**
8 **Laws 2009; or**

9 “(H) **Registration plates issued through the special registration program under ORS**
10 **805.222.**

11 “(3) **Notwithstanding ORS 803.400, when registration plates are transferred from one ve-**
12 **hicle to another vehicle owned by the same person, the registration period represented by**
13 **the plates also transfers with the plates. When registration plates are transferred from one**
14 **vehicle to another vehicle not owned by the same person, the remaining registration period**
15 **represented by the transferred plates ceases for both the vehicle receiving the transferred**
16 **plates and the vehicle from which the plates were removed.**

17 “[2] (4) The owner of a registered vehicle to which a plate is assigned may replace a regis-
18 tration plate. [*that is illegally altered or that is lost, destroyed or mutilated in a manner that renders*
19 *illegible any identification on the plate.*] The following apply to this subsection:

20 “(a) To replace a plate under this subsection, the owner must apply to the department for re-
21 placement of the [*damaged or lost*] plate in a form prescribed by the department and pay the re-
22 placement plate fee established under ORS 803.575.

23 “[*b*] The application must state the facts of the damage, destruction or loss of the plate.]

24 “[*c*] (b) The department, in lieu of replacement, may issue duplicate plates for the same fee as
25 charged for replacements.

26 “[*d*] (c) The plates issued under this subsection are valid only for the period of the plates re-
27 placed.

28 “[3] (5) A county may replace a registration plate that is from a specially designed government
29 series with a registration plate that is from a regular series. The following apply to this subsection:

30 “(a) To replace a plate under this subsection, the county must apply to the department for re-
31 placement of the plate in a form prescribed by the department and pay the replacement plate fee
32 established under ORS 803.575.

33 “(b) The plates issued under this subsection are valid only for the period of the plates replaced.

34 “[4] (6) This section does not apply to:

35 “(a) Special interest registration plates approved under ORS 805.210; **or**

36 “(b) **Transfers under ORS 803.590.**

37 “**SECTION 11.** ORS 803.350 is amended to read:

38 “803.350. This section establishes the requirements for qualification for registration. The De-
39 partment of Transportation [*shall*] **may** not issue registration to a vehicle if the requirements under
40 this section are not met. The department, in the absence of just cause for refusing to register a
41 vehicle upon application, shall assign a distinctive number or other distinctive means of identifica-
42 tion and shall issue registration for a vehicle if all of the following requirements are met:

43 “(1) The applicant applies for and is granted title in the applicant’s name at the same time the
44 person makes application for registration, or presents satisfactory evidence that title covering the
45 vehicle has been previously issued to the applicant.

1 “(2) The applicant completes an application described under ORS 803.370. If the vehicle is a
2 reconstructed or assembled vehicle or a replica, the person must indicate that fact in the application
3 or be subject to ORS 803.225.

4 “(3) The applicant pays the department the registration fee established under ORS 803.420 **and**
5 **803.422** and any applicable fees for issuance of registration plates.

6 “(4) For motor vehicles, proof of compliance with pollution control equipment requirements is
7 provided to the department. Proof required to comply with this subsection is described under ORS
8 815.310. This subsection does not apply if the vehicle is exempt from the requirements for proof of
9 compliance under ORS 815.300.

10 “(5) The applicant is domiciled in this state, as described in ORS 803.355, if required by ORS
11 803.360 to be domiciled in the state in order to register a vehicle. If the department has reason to
12 believe that the applicant is not domiciled in this state and is required to be in order to register a
13 vehicle, the department may require the person to submit proof of domicile. The department shall
14 determine by rule what constitutes proof of domicile.

15 “(6) The applicant owns a vehicle that qualifies under ORS 803.360 (2) for registration in this
16 state, if the owner is not domiciled in this state and is not required by ORS 803.200, or any other
17 provision of law, to register the vehicle in this state.

18 “(7) The applicant surrenders all evidence of any former registration or title as required by ORS
19 803.380.

20 “(8)(a) Beginning with 2009 model year new motor vehicles, the applicant provides proof of
21 compliance with low emission motor vehicle standards adopted pursuant to ORS 468A.360. The de-
22 partment shall determine by rule what constitutes proof of compliance with low emission motor ve-
23 hicle standards.

24 “(b) The department shall determine by rule which new motor vehicles are exempt from the re-
25 quirements of this subsection. Any rules adopted pursuant to this paragraph shall be consistent with
26 the Environmental Quality Commission standards adopted pursuant to ORS 468A.360.

27 “(c) For purposes of this subsection, ‘new motor vehicle’ means a motor vehicle with 7,500 miles
28 or less on the odometer when the vehicle is initially registered under ORS 803.420 (6)(a), 805.100,
29 805.110 or 805.120.

30 “(9) If required to do so by the department, the applicant provides the department with satis-
31 factory proof that the vehicle was designed to be operated on highways and meets equipment re-
32 quirements imposed by statute or rule for the lawful operation of a vehicle on highways. The
33 department may adopt rules specifying the kinds of vehicles that are subject to this subsection and
34 what constitutes satisfactory proof under this subsection.

35 “**SECTION 12.** ORS 805.278 is amended to read:

36 “805.278. (1) The Department of Transportation shall establish a Portland Trail Blazers regis-
37 tration plate program to issue special registration plates to support charitable initiatives through
38 the Trail Blazers Foundation established by the Portland Trail Blazers. The special registration
39 plates shall be issued upon request to owners of motor vehicles registered under ORS 803.420 (6)(a).
40 In addition, the department may adopt rules for issuance of Portland Trail Blazers registration
41 plates for vehicles not registered under ORS 803.420 (6)(a).

42 “(2) In addition to any other fee authorized by law, for each set of Portland Trail Blazers reg-
43 istration plates issued under subsection (1) of this section, the department shall collect a surcharge
44 of \$40 payable when the plates are issued and upon each subsequent renewal of registration of a
45 vehicle bearing the plates. The department shall distribute the moneys from the surcharge as pro-

1 vided in ORS 805.279.

2 “(3) Notwithstanding ORS 803.530, Portland Trail Blazers registration plates may be transferred
3 from vehicle to vehicle if the department stops issuing the plates, as long as the plates are [*not too*
4 *old, damaged, mutilated or otherwise rendered illegible to be useful for purposes of identification*]
5 **legible and capable of being used for identification purposes.**

6 “(4) The Portland Trail Blazers registration plate must include the name or logo of the Portland
7 Trail Blazers basketball team. The department shall design the plate in consultation with the
8 Portland Trail Blazers. The final design of the plate is subject to approval by the Portland Trail
9 Blazers. The department may enter into agreements necessary for the use of the logo, name, marks
10 or slogans associated with the Portland Trail Blazers or the National Basketball Association.

11 “(5) Except as otherwise required by the design approved by the department, Portland Trail
12 Blazers registration plates must comply with the requirements of ORS 803.535.

13 “**SECTION 13.** ORS 805.283 is amended to read:

14 “805.283. (1) The Department of Transportation shall establish a breast cancer awareness reg-
15 istration plate program to issue special registration plates called ‘breast cancer awareness regis-
16 tration plates’ upon request to owners of motor vehicles registered under ORS 803.420 (6)(a). In
17 addition, the department may adopt rules for issuance of breast cancer awareness registration plates
18 for vehicles not registered under ORS 803.420 (6)(a).

19 “(2) In addition to any other fee authorized by law, for each set of breast cancer awareness
20 registration plates issued under subsection (1) of this section, the department shall collect a sur-
21 charge of \$40 payable when the plates are issued and upon each subsequent renewal of registration
22 of a vehicle bearing the plates. The department shall distribute the surcharge as provided in ORS
23 805.285.

24 “(3) Notwithstanding ORS 803.530, breast cancer awareness registration plates may be trans-
25 ferred from vehicle to vehicle if the department stops issuing the plates, as long as the plates are
26 [*not too old, damaged, mutilated or otherwise rendered illegible to be useful for purposes of identifica-*
27 *tion*] **legible and capable of being used for identification purposes.**

28 “**SECTION 14.** Section 2, chapter 823, Oregon Laws 2009, as amended by section 8, chapter 709,
29 Oregon Laws 2011, section 1, chapter 390, Oregon Laws 2015, section 18, chapter 806, Oregon Laws
30 2015, and section 39s, chapter 750, Oregon Laws 2017, is amended to read:

31 “**Sec. 2.** (1) The Department of Transportation shall establish a Pacific Wonderland registration
32 plate program to issue special registration plates called ‘Pacific Wonderland registration plates’
33 upon request to owners of motor vehicles registered under the provisions of ORS 803.420 (6)(a). In
34 addition, the department may adopt rules for issuance of Pacific Wonderland registration plates for
35 vehicles not registered under the provisions of ORS 803.420 (6)(a).

36 “(2) In addition to any other fee authorized by law, for each set of Pacific Wonderland regis-
37 tration plates issued under subsection (1) of this section, the department shall collect a surcharge
38 of \$100 payable when the plates are issued. The department shall transfer the moneys from the
39 surcharge as provided in section 3, chapter 823, Oregon Laws 2009.

40 “(3) Notwithstanding ORS 803.530, Pacific Wonderland registration plates may be transferred
41 from vehicle to vehicle if the department stops issuing the plates, as long as the plates are [*not so*
42 *old, damaged, mutilated or otherwise rendered illegible as to be not useful for purposes of*
43 *identification*] **legible and capable of being used for identification purposes.**

44 “(4) The department shall limit the total number of Pacific Wonderland registration plates to
45 80,000 sets of plates.

1 “**SECTION 15.** ORS 805.242 is amended to read:

2 “805.242. Notwithstanding ORS 803.530 [(1)], the Department of Transportation shall approve a
3 request to transfer registration plates that are not from a current issue of plates if the owner of the
4 plates submits an application for transfer along with the plate transfer fee and the fee for a cus-
5 tomized registration plate established in ORS 805.250, in addition to any required registration fee.
6 Upon transfer of the plates, the plates shall for all purposes be considered customized registration
7 plates issued as provided in ORS 805.240.

8 “**SECTION 16.** (1) The amendments to ORS 803.350, 803.530, 805.242, 805.278 and 805.283
9 and section 2, chapter 823, Oregon Laws 2009, by sections 10 to 15 of this 2018 Act become
10 operative on July 1, 2018.

11 “(2) The amendments to ORS 803.420, 807.370, 807.460, 807.725, 809.312 and 822.700 by
12 sections 1 to 4 and 6 to 8 of this 2018 Act and the repeal of ORS 807.375 by section 9 of this
13 2018 Act become operative on January 1, 2019.

14 “**SECTION 17.** This 2018 Act takes effect on the 91st day after the date on which the 2018
15 regular session of the Seventy-ninth Legislative Assembly adjourns sine die.”.

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