SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 4062
By JOINT COMMITTEE ON TRANSPORTATION
February 28


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

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

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

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

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

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

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

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

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

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

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

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

On page 26, after line 4, insert:

“SECTION 10. ORS 803.530 is amended to read:

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

“(1) The department may allow registration plates to be transferred to another vehicle [upon]

if:

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

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

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

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

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

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

“(b) [Not] Any of the following:

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

“(B) Customized registration plates described under ORS 805.240;
“(C) Oregon Trail commemorative registration plates issued under section 113, chapter 741, 
Oregon Laws 1993; 

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

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

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

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

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

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

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

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

“(b) The application must state the facts of the damage, destruction or loss of the plate.] 

“(c) The department, in lieu of replacement, may issue duplicate plates for the same fee as 
charged for replacements. 

“(d) The plates issued under this subsection are valid only for the period of the plates re-
placed. 

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

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

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

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

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

“(b) Transfers under ORS 803.590. 

SECTION 11. ORS 803.350 is amended to read: 

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

“(1) The applicant applies for and is granted title in the applicant’s name at the same time the 
person makes application for registration, or presents satisfactory evidence that title covering the 
vehicle has been previously issued to the applicant.
“(2) The applicant completes an application described under ORS 803.370. If the vehicle is a reconstructed or assembled vehicle or a replica, the person must indicate that fact in the application or be subject to ORS 803.225.

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

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

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

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

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

“(8)(a) Beginning with 2009 model year new motor vehicles, the applicant provides proof of compliance with low emission motor vehicle standards adopted pursuant to ORS 468A.360. The department shall determine by rule what constitutes proof of compliance with low emission motor vehicle standards.

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

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

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

“SECTION 12. ORS 805.278 is amended to read:

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

“(2) In addition to any other fee authorized by law, for each set of Portland Trail Blazers registration plates issued under subsection (1) of this section, the department shall collect a surcharge of $40 payable when the plates are issued and upon each subsequent renewal of registration of a vehicle bearing the plates. The department shall distribute the moneys from the surcharge as pro-
vided in ORS 805.279.

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

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

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

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

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

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

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

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

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

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

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

“(4) The department shall limit the total number of Pacific Wonderland registration plates to 80,000 sets of plates.
**SECTION 15.** ORS 805.242 is amended to read:

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

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

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

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