

Senate Bill 1506

Sponsored by Senators MANNING JR, OLSEN, Representative SANCHEZ; Senators BAERTSCHIGER JR, BOQUIST, DEBOER, RILEY, Representatives ESQUIVEL, EVANS, HERNANDEZ, KENY-GUYER, OLSON, POWER (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 Department of Transportation to issue Oregon Wounded Warrior parking permits to qualified applicants. Describes "wounded warrior."

Permits person issued Oregon Wounded Warrior parking permit or person transporting person issued parking permit to park motor vehicle in any public parking zone restricted as to length of time permitted therein without incurring overtime penalties and to park motor vehicle in any public parking zone with metered parking without being required to pay any parking meter fee. Provides exceptions.

Becomes operative January 1, 2019.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to Oregon Wounded Warrior parking permits; creating new provisions; amending ORS
3 811.602 and 811.635; and declaring an emergency.

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

5 **SECTION 1. Section 2 of this 2018 Act is added to and made a part of the Oregon Vehicle**
6 **Code.**

7 **SECTION 2. (1) The Department of Transportation shall issue an "Oregon Wounded**
8 **Warrior" disabled person parking permit in the form of an "Oregon Wounded Warrior"**
9 **placard or decal for use by a wounded warrior.**

10 **(2) A person is a wounded warrior who qualifies for an "Oregon Wounded Warrior"**
11 **parking permit if the person:**

12 **(a) Submits written proof to the Department of Transportation of having a United States**
13 **Department of Veterans Affairs total disability rating of at least 50 percent as a result of**
14 **an injury or illness that the veteran incurred, or that was aggravated, during active military**
15 **service; and**

16 **(b) Received a discharge or release under other than dishonorable conditions.**

17 **(3) The Department of Transportation shall determine the form, size and content of the**
18 **placards or decals, except that the department shall require that the placards or decals:**

19 **(a) Include the words "Oregon Wounded Warrior."**

20 **(b) Have an expiration date that is visible from outside the vehicle when the placard or**
21 **decal is displayed on or in the vehicle.**

22 **(4) The Department of Transportation shall by rule determine how a person may apply**
23 **for an "Oregon Wounded Warrior" placard or decal under this section.**

24 **(5) An applicant for an "Oregon Wounded Warrior" placard or decal issued by the De-**
25 **partment of Transportation under this section must have a driver license, a disability golf**
26 **cart driver permit or an identification card issued by the department. The placard or decal**

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 **shall be valid as long as the license, permit or identification card is valid and may be renewed**
 2 **when the license, permit or identification card is renewed.**

3 **(6) The expiration date shall be the same as the expiration date of the driver license,**
 4 **disability golf cart driver permit or identification card of the holder of the placard or decal.**

5 **SECTION 3.** ORS 811.602 is amended to read:

6 811.602. (1) A disabled person parking permit is a means of identifying vehicles being used to
 7 exercise the parking privileges described in ORS 811.635. The following are disabled person parking
 8 permits:

9 (a) A special decal described in ORS 811.605 issued by the Department of Transportation to be
 10 affixed to a golf cart or substantially similar vehicle;

11 (b) An individual placard described in ORS 811.605;

12 (c) A program placard issued by the department under ORS 811.607;

13 (d) A family placard issued by the department under ORS 811.609;

14 (e) A foreign visitor placard issued by the department under ORS 811.611; *[and]*

15 (f) A "Wheelchair User" placard or decal issued by the department under ORS 811.613[.]; **and**

16 **(g) An "Oregon Wounded Warrior" placard or decal issued by the department under**
 17 **section 2 of this 2018 Act.**

18 (2) The department shall issue a disabled person parking permit in the form of a decal or indi-
 19 vidual placard to any person who submits an application that complies with ORS 811.604. Nothing
 20 in this section prohibits the department from issuing a decal or individual placard to a person who
 21 has disabled veteran registration plates issued under ORS 805.100 and who qualifies for the decal
 22 or placard.

23 (3) Except as otherwise provided in this subsection, the department may not issue more than one
 24 individual placard to an applicant. The department may issue a replacement placard upon receipt
 25 of proof satisfactory to the department that the original placard has been lost, mutilated or de-
 26 stroyed. The department may issue a temporary duplicate permit to a person who needs a duplicate
 27 permit for travel purposes. A temporary duplicate permit shall be valid for 30 days. The department
 28 shall adopt rules governing application for and issuance of temporary duplicate permits. Nothing in
 29 this subsection prohibits issuance of an individual placard to a person who has been issued a decal.

30 (4) Permits issued under this section, other than temporary duplicate permits, may be renewed
 31 by mail.

32 (5) Permits for use on vehicles that are regularly used as part of a program for the transporta-
 33 tion of persons with disabilities are issued as provided in ORS 811.607.

34 (6) Except as provided in subsection (7) of this section, the department shall determine the form,
 35 size and content of any decal or placard issued under this section and shall adopt rules governing
 36 their issuance, display and use as necessary to carry out this section.

37 (7)(a) Except as provided in paragraph (b) of this subsection, the department may not require a
 38 decal or placard issued under this section to an individual or a family to contain any identifying
 39 information about the person to whom the decal or placard is issued, including any of the following:

40 (A) Name;

41 (B) Address;

42 (C) Telephone number;

43 (D) Social Security number;

44 (E) Driver license number;

45 (F) Golf cart driver permit number;

- 1 (G) Identification card number;
- 2 (H) Passport or visa number; or
- 3 (I) Photograph.

4 (b) The department may require a decal or placard issued under this section to an individual
 5 or a family to contain not more than four digits of the driver license or identification card number
 6 of the person to whom the decal or placard is issued.

7 **SECTION 4.** ORS 811.635 is amended to read:

8 811.635. All of the following apply to the parking privileges granted to persons with disabilities
 9 under a disabled person parking permit other than a program placard described in ORS 811.607:

10 (1) The privileges granted under a permit may be exercised notwithstanding ORS 811.575, any
 11 authority granted under ORS 810.160 or parking restrictions imposed by any city or county and
 12 without violation thereof.

13 (2) Subject to the limitations under subsection (4) of this section, a “Wheelchair User” placard
 14 or decal **and an “Oregon Wounded Warrior” placard or decal** allows its holder, or another per-
 15 son while transporting its holder to or from the parking location, to exercise the following privi-
 16 leges:

17 (a) Park a motor vehicle in any public parking zone restricted as to the length of time permitted
 18 therein without incurring penalties imposed for overtime parking in such zones.

19 (b) Park a motor vehicle in any public parking zone with metered parking without being re-
 20 quired to pay any parking meter fee.

21 (3) A city or county may allow any person who holds a disabled person parking permit to ex-
 22 ercise the rights described in subsection (2) of this section.

23 (4) The privileges granted under subsection (2) of this section do not include any of the follow-
 24 ing:

25 (a) Parking in zones where stopping, parking or standing of all motor vehicles is prohibited.

26 (b) Parking in the late evening or overnight where such parking is prohibited.

27 (c) Parking in zones reserved for special types of motor vehicles or activities.

28 (d) Parking in zones where parking is permitted only for 30 minutes or less.

29 (e) Parking in a parking space marked or signed for “Wheelchair User Only,” unless displaying
 30 a “Wheelchair User” placard or decal issued under ORS 811.613.

31 (5) In addition to other privileges granted under a permit, the person issued a permit, or another
 32 person while transporting the person issued the permit to or from the parking location, may use the
 33 permit to park in a parking space that is marked or signed to provide parking for persons with
 34 disabilities without violation of ORS 811.615.

35 **SECTION 5.** (1) **Section 2 of this 2018 Act and the amendments to ORS 811.602 and 811.635**
 36 **by sections 3 and 4 of this 2018 Act become operative on January 1, 2019.**

37 (2) **The Department of Transportation may take any action before the operative date**
 38 **specified in subsection (1) of this section that is necessary for the department to exercise,**
 39 **on and after the operative date specified in subsection (1) of this section, all of the duties,**
 40 **functions and powers conferred on the department by section 2 of this 2018 Act and the**
 41 **amendments to sections ORS 811.602 and 811.635 by sections 3 and 4 of this 2018 Act.**

42 **SECTION 6.** **This 2018 Act being necessary for the immediate preservation of the public**
 43 **peace, health and safety, an emergency is declared to exist, and this 2018 Act takes effect**
 44 **on its passage.**