On page 1 of the printed A-engrossed bill, line 2, after the second semicolon delete the rest of the line and insert “amending ORS 825.610; and repealing ORS 825.615.”.

Delete lines 4 through 27.

Delete page 2.

On page 3, delete lines 1 through 13 and insert:

"SECTION 1. ORS 825.610 is amended to read:

825.610. (1) ORS 825.605 does not apply to a commercial vehicle if it is necessary to idle the primary engine of the commercial vehicle:

[(1)] (a) Due to traffic, a traffic control device or mechanical difficulties over which the operator has no control or at the direction of a law enforcement official or road authority.

[(2)] (b) Due to the need to operate defrosters, heaters or air conditioners or installing equipment necessary to comply with manufacturers’ operating requirements, specifications and warranties or with federal, state or local safety regulations.

[(3)] (c) Because the commercial vehicle is a police, fire, ambulance, public safety, military, utility service or road authority vehicle, or any other vehicle being used to respond to an emergency or for other public safety purposes, or being actively used for training for emergencies or public safety.

[(4)] (d) For maintenance, service, repair or diagnostic purposes or for particulate matter trap regeneration.

[(5)] (e) For a state or federal inspection to verify that all equipment is in good working order.

[(6)] (f) To power work-related mechanical, safety, electrical or construction equipment installed on the vehicle that is not used for propulsion.

[(7)] (g) Because the commercial vehicle is an armored vehicle and a person must remain inside the vehicle to guard the contents or while the vehicle is being loaded or unloaded.

[(8)] (h) To maintain the comfort of commercial bus passengers while passengers are on board.

[(9)] (i) In a commercial vehicle with a gross vehicle weight rating of more than 26,000 pounds, for purposes of air conditioning or heating during a rest or sleep period and the outside temperature is less than 50 degrees or greater than 75 degrees Fahrenheit at any time during the rest or sleep period. This subsection applies to a commercial vehicle with a sleeper berth compartment that is parked in any place that a commercial vehicle is legally permitted to park, including, but not limited to, a fleet trucking terminal, commercial vehicle stop or designated rest area. This exemption does not apply if the commercial vehicle is equipped with an auxiliary power unit or other suitable idle reduction technology, if the commercial vehicle is parked at a location equipped with suitable stationary idle reduction technology that is available for use, or during a rest or sleep period when the commercial vehicle is parked on or adjacent to a public or private educational institution offering
education in all or part of kindergarten through grade 12, unless the outside temperature is greater
than 75 degrees Fahrenheit and the auxiliary power unit provides heating only, in which case the
person may idle the primary engine to provide air conditioning.

"[(10)] (j) In a commercial vehicle with a gross vehicle weight rating of more than 26,000 pounds,
for purposes of air conditioning or heating while waiting to load or unload the commercial vehicle
or while actually loading or unloading the commercial vehicle, and the outside temperature is less
than 50 degrees or greater than 75 degrees Fahrenheit at the time. This exemption does not apply
if the commercial vehicle is equipped with an auxiliary power unit or other suitable idle reduction
technology, or if the commercial vehicle is parked at a location equipped with suitable stationary
idle reduction technology that is available for use, unless the outside temperature is greater than
75 degrees Fahrenheit and the auxiliary power unit provides heating only, in which case the person
may idle the primary engine to provide air conditioning.

"[(11)] (k) For a maximum of 30 minutes while waiting to load or unload the commercial vehicle
[or while actually loading or unloading the commercial vehicle] during a single loading or unloading
event. This paragraph applies only to a commercial vehicle that has a gross vehicle weight
rating of more than 26,000 pounds.

"(2)(a) ORS 825.605 does not apply to a commercial vehicle when the engine manufacturer
has certified that a new 2008 or subsequent model year commercial vehicle diesel engine
which is primarily responsible for propelling the commercial vehicle meets an optional ni-
trogen oxides idling emission standard of 30 grams per hour while not affecting the associ-
ated emissions of carbon monoxide, particulate matter and nonmethane hydrocarbons.

"(b) A manufacturer that certifies that its engine meets the standard specified in para-
graph (a) of this subsection shall provide a sticker to be affixed to the commercial vehicle
to demonstrate compliance with the idling emission standard.

"SECTION 2. ORS 825.610, as amended by section 1 of this 2018 Act, is amended to read:

"825.610. (1) ORS 825.605 does not apply to a commercial vehicle if it is necessary to idle the
primary engine of the commercial vehicle:

"(a) Due to traffic, a traffic control device or mechanical difficulties over which the operator
has no control or at the direction of a law enforcement official or road authority.

"(b) Due to the need to operate defrosters, heaters or air conditioners or installing equipment
necessary to comply with manufacturers’ operating requirements, specifications and warranties or
with federal, state or local safety regulations.

"(c) Because the commercial vehicle is a police, fire, ambulance, public safety, military, utility
service or road authority vehicle, or any other vehicle being used to respond to an emergency or
for other public safety purposes, or being actively used for training for emergencies or public safety.

"(d) For maintenance, service, repair or diagnostic purposes or for particulate matter trap re-
genation.

"(e) For a state or federal inspection to verify that all equipment is in good working order.

"(f) To power work-related mechanical, safety, electrical or construction equipment installed on
the vehicle that is not used for propulsion.

"(g) Because the commercial vehicle is an armored vehicle and a person must remain inside the
vehicle to guard the contents or while the vehicle is being loaded or unloaded.

"(h) To maintain the comfort of commercial bus passengers while passengers are on board.

"[(i) In a commercial vehicle with a gross vehicle weight rating of more than 26,000 pounds, for
purposes of air conditioning or heating during a rest or sleep period and the outside temperature is less
than 50 degrees or greater than 75 degrees Fahrenheit at any time during the rest or sleep period.

This subsection applies to a commercial vehicle with a sleeper berth compartment that is parked in any place that a commercial vehicle is legally permitted to park, including, but not limited to, a fleet trucking terminal, commercial vehicle stop or designated rest area. This exemption does not apply if the commercial vehicle is equipped with an auxiliary power unit or other suitable idle reduction technology, if the commercial vehicle is parked at a location equipped with suitable stationary idle reduction technology that is available for use, or during a rest or sleep period when the commercial vehicle is parked on or adjacent to a public or private educational institution offering education in all or part of kindergarten through grade 12, unless the outside temperature is greater than 75 degrees Fahrenheit and the auxiliary power unit provides heating only, in which case the person may idle the primary engine to provide air conditioning.

“(j) (i) In a commercial vehicle with a gross vehicle weight rating of more than 26,000 pounds, for purposes of air conditioning or heating while waiting to load or unload the commercial vehicle or while actually loading or unloading the commercial vehicle, and the outside temperature is less than 50 degrees or greater than 75 degrees Fahrenheit at the time. This exemption does not apply if the commercial vehicle is equipped with an auxiliary power unit or other suitable idle reduction technology, or if the commercial vehicle is parked at a location equipped with suitable stationary idle reduction technology that is available for use, unless the outside temperature is greater than 75 degrees Fahrenheit and the auxiliary power unit provides heating only, in which case the person may idle the primary engine to provide air conditioning.

“(k) (j) For a maximum of 30 minutes while waiting to load or unload the commercial vehicle during a single loading or unloading event. This paragraph applies only to a commercial vehicle that has a gross vehicle weight rating of more than 26,000 pounds.

“(2)(a) ORS 825.605 does not apply to a commercial vehicle when the engine manufacturer has certified that a new 2008 or subsequent model year commercial vehicle diesel engine which is primarily responsible for propelling the commercial vehicle meets an optional nitrogen oxides idling emission standard of 30 grams per hour while not affecting the associated emissions of carbon monoxide, particulate matter and nonmethane hydrocarbons.

“(b) A manufacturer that certifies that its engine meets the standard specified in paragraph (a) of this subsection shall provide a sticker to be affixed to the commercial vehicle to demonstrate compliance with the idling emission standard.

“SECTION 3. The amendments to ORS 825.610 by section 2 of this 2018 Act become operative on January 1, 2020.

“SECTION 4. ORS 825.615 is repealed.”.

In line 14, delete “3” and insert “5” and after the period insert “(1)”.

After line 15, insert:

“(2) The amendments to ORS 825.610 by section 2 of this 2018 Act apply to conduct occurring on and after January 1, 2020.”.