

Requested by Representative MCKEOWN

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 4062**

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

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

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

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

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

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

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

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

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

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

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

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

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

18 On page 26, after line 4, insert:

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

20 “803.530. Registration plates assigned to a vehicle by the Department of
21 Transportation shall remain with the vehicle to which the plates are as-

1 signed and are valid only during the registration period for which the plates
2 are issued except as provided in the following:

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

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

6 “(b) *[payment of a]* **The applicant pays the** plate transfer fee under ORS
7 803.575 *[in addition to any required registration fee]*; **and**

8 “(c) **The applicant complies with the registration qualifications de-**
9 **scribed in ORS 803.350.**

10 “(2) The department shall transfer registration plates under this *[sub-*
11 *section unless the department determines that]* **section if the applicant and**
12 **the vehicle qualify for the plates and** the plates are:

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

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

17 “(b) *[Not]* Any of the following:

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

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

20 “(C) Oregon Trail commemorative registration plates issued under section
21 113, chapter 741, Oregon Laws 1993;

22 “(D) Special registration plates issued under ORS 805.255, 805.260, 805.263,
23 805.266, 805.278 or 805.283;

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

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

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

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

1 **“(3) Notwithstanding ORS 803.400, when registration plates are**
2 **transferred from one vehicle to another vehicle owned by the same**
3 **person, the registration period represented by the plates also transfers**
4 **with the plates. When registration plates are transferred from one**
5 **vehicle to another vehicle not owned by the same person, the re-**
6 **maining registration period represented by the transferred plates**
7 **ceases for both the vehicle receiving the transferred plates and the**
8 **vehicle from which the plates were removed.**

9 ~~“(2)~~ **(4)** The owner of a registered vehicle to which a plate is assigned
10 may replace a registration plate. [*that is illegally altered or that is lost, de-*
11 *stroyed or mutilated in a manner that renders illegible any identification on*
12 *the plate.*] The following apply to this subsection:

13 “(a) To replace a plate under this subsection, the owner must apply to the
14 department for replacement of the [*damaged or lost*] plate in a form pre-
15 scribed by the department and pay the replacement plate fee established un-
16 der ORS 803.575.

17 ~~“(b)~~ *The application must state the facts of the damage, destruction or loss*
18 *of the plate.*

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

21 ~~“(d)~~ **(c)** The plates issued under this subsection are valid only for the
22 period of the plates replaced.

23 ~~“(3)~~ **(5)** A county may replace a registration plate that is from a spe-
24 cially designed government series with a registration plate that is from a
25 regular series. The following apply to this subsection:

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

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

1 “[~~4~~] (6) This section does not apply to:

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

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

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

5 “803.350. This section establishes the requirements for qualification for
6 registration. The Department of Transportation [*shall*] **may** not issue regis-
7 tration to a vehicle if the requirements under this section are not met. The
8 department, in the absence of just cause for refusing to register a vehicle
9 upon application, shall assign a distinctive number or other distinctive
10 means of identification and shall issue registration for a vehicle if all of the
11 following requirements are met:

12 “(1) The applicant applies for and is granted title in the applicant’s name
13 at the same time the person makes application for registration, or presents
14 satisfactory evidence that title covering the vehicle has been previously is-
15 sued to the applicant.

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

19 “(3) The applicant pays the department the registration fee established
20 under ORS 803.420 **and 803.422** and any applicable fees for issuance of reg-
21 istration plates.

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

27 “(5) The applicant is domiciled in this state, as described in ORS 803.355,
28 if required by ORS 803.360 to be domiciled in the state in order to register
29 a vehicle. If the department has reason to believe that the applicant is not
30 domiciled in this state and is required to be in order to register a vehicle,

1 the department may require the person to submit proof of domicile. The de-
2 partment shall determine by rule what constitutes proof of domicile.

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

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

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

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

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

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

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

28 “805.278. (1) The Department of Transportation shall establish a Portland
29 Trail Blazers registration plate program to issue special registration plates
30 to support charitable initiatives through the Trail Blazers Foundation es-

1 tablished by the Portland Trail Blazers. The special registration plates shall
2 be issued upon request to owners of motor vehicles registered under ORS
3 803.420 (6)(a). In addition, the department may adopt rules for issuance of
4 Portland Trail Blazers registration plates for vehicles not registered under
5 ORS 803.420 (6)(a).

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

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

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

24 “(5) Except as otherwise required by the design approved by the depart-
25 ment, Portland Trail Blazers registration plates must comply with the re-
26 quirements of ORS 803.535.

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

28 “805.283. (1) The Department of Transportation shall establish a breast
29 cancer awareness registration plate program to issue special registration
30 plates called ‘breast cancer awareness registration plates’ upon request to

1 owners of motor vehicles registered under ORS 803.420 (6)(a). In addition, the
2 department may adopt rules for issuance of breast cancer awareness regis-
3 tration plates for vehicles not registered under ORS 803.420 (6)(a).

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

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

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

19 “**Sec. 2.** (1) The Department of Transportation shall establish a Pacific
20 Wonderland registration plate program to issue special registration plates
21 called ‘Pacific Wonderland registration plates’ upon request to owners of
22 motor vehicles registered under the provisions of ORS 803.420 (6)(a). In ad-
23 dition, the department may adopt rules for issuance of Pacific Wonderland
24 registration plates for vehicles not registered under the provisions of ORS
25 803.420 (6)(a).

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

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

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

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

9 “805.242. Notwithstanding ORS 803.530 [(1)], the Department of Transpor-
10 tation shall approve a request to transfer registration plates that are not
11 from a current issue of plates if the owner of the plates submits an applica-
12 tion for transfer along with the plate transfer fee and the fee for a custom-
13 ized registration plate established in ORS 805.250, in addition to any required
14 registration fee. Upon transfer of the plates, the plates shall for all purposes
15 be considered customized registration plates issued as provided in ORS
16 805.240.

17 **“SECTION 16. (1) The amendments to ORS 803.350, 803.530, 805.242,**
18 **805.278 and 805.283 and section 2, chapter 823, Oregon Laws 2009, by**
19 **sections 10 to 15 of this 2018 Act become operative on July 1, 2018.**

20 **“(2) The amendments to ORS 803.420, 807.370, 807.460, 807.725, 809.312**
21 **and 822.700 by sections 1 to 4 and 6 to 8 of this 2018 Act and the repeal**
22 **of ORS 807.375 by section 9 of this 2018 Act become operative on Jan-**
23 **uary 1, 2019.**

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

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