

House Bill 2226

Sponsored by Representative WILLIAMSON; Representative EVANS (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**.

Prohibits Department of Transportation from charging fee for issuing, renewing or replacing parking identification cards.

A BILL FOR AN ACT

1
2 Relating to parking identification cards; creating new provisions; and amending ORS 807.410 and
3 809.312.

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

5 **SECTION 1.** ORS 807.410 is amended to read:

6 807.410. (1) *[This section establishes the fees relating to identification cards.]* The following fees
7 apply to identification cards unless otherwise provided by ORS 807.400 or otherwise provided by law:

8 [(1)] (a) For issuance of an original identification card, \$44.50. *[This subsection does not require*
9 *a fee for issuance when ORS 807.400 provides for issuance of an identification card without charge of*
10 *a fee.]*

11 [(2)] (b) For renewal of an identification card, \$40.50.

12 [(3)] (c) For replacement of an identification card, \$39.50.

13 [(4)] (d) For reinstatement of an identification card after suspension, \$75.

14 [(5)] (e) For issuance of an original limited term identification card, \$20.

15 [(6)] (f) For renewal of a limited term identification card, \$18.

16 [(7)] (g) For replacement of a limited term identification card, \$39.50.

17 (2) **The Department of Transportation may not charge a fee for issuing, renewing or re-**
18 **placing a parking identification card.**

19 **SECTION 2.** ORS 809.312, as amended by section 6, chapter 114, Oregon Laws 2018, is amended
20 to read:

21 809.312. (1) A person whose driving privileges or right to apply for driving privileges or whose
22 identification card or right to apply for an identification card has been suspended for one of the
23 reasons specified in subsection (2) of this section may request that the person's driving privileges
24 or right to apply for driving privileges or identification card or right to apply for an identification
25 card be reinstated after the Department of Transportation determines the criteria are met under
26 subsection (4) of this section.

27 (2) This section applies to suspensions imposed under:

28 (a) ORS 809.310 (3)(a);

29 (b) ORS 809.310 (3)(b); and

30 (c) ORS 809.415 (5) for committing an act that constitutes an offense described in ORS 809.310
31 (3)(a) or (b).

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 (3) To make a request under subsection (1) of this section, the person must provide sufficient
2 proof for the department to make the determinations required in subsection (4) of this section. The
3 department shall provide an administrative review to determine if the person's driving privileges or
4 right to apply for driving privileges or identification card or right to apply for an identification card
5 should be reinstated and may reinstate the person's suspended driving privileges or right to apply
6 for driving privileges or identification card or right to apply for an identification card only as pro-
7 vided in subsection (4) of this section.

8 (4) The granting of an administrative review under this section does not stay the suspension.
9 However, the department shall reinstate the person's driving privileges or right to apply for driving
10 privileges or identification card or right to apply for an identification card if under objective criteria
11 adopted by the department by rule, the department determines the suspension resulted from:

12 (a) An act described in ORS 809.310 (3)(a) or (b) committed by the person when the person was
13 under 21 years of age; and

14 (b) The person committed the act solely for the purpose of:

15 (A) Attempting to purchase, purchasing, consuming or acquiring alcoholic beverages as de-
16 scribed in ORS 471.430; or

17 (B) Unlawfully entering or attempting to enter any portion of a licensed premises that is posted
18 or otherwise identified as being prohibited to the use of minors, as described in ORS 471.430.

19 (5) The administrative review required under this section shall be conducted in the manner
20 provided in ORS 809.440 (2).

21 (6) To reinstate driving privileges or the right to apply for driving privileges after the depart-
22 ment determines that the person meets the objective criteria under subsection (4) of this section, the
23 person shall pay the fee for reinstatement of driving privileges as described in ORS 807.370 (10).

24 (7) To reinstate an identification card or the right to apply for an identification card after the
25 department determines that the person meets the objective criteria under subsection (4) of this sec-
26 tion, the person shall pay the fee for reinstatement of an identification card as described in ORS
27 807.410 [(4)].

28 (8) The department's authority to reinstate a suspension of a person's driving privileges or right
29 to apply for driving privileges under this section does not impinge on a court's authority to impose
30 a suspension under ORS 165.805 or 471.430.

31 **SECTION 3. The amendments to ORS 807.410 by section 1 of this 2019 Act apply to**
32 **parking identification cards issued, renewed or replaced on or after the effective date of this**
33 **2019 Act.**

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