

HB 2112-1
(LC 284)
3/13/19 (HE/ps)

Requested by Representative CLEM

**PROPOSED AMENDMENTS TO
HOUSE BILL 2112**

1 In line 2 of the printed bill, after “transportation” insert “; creating new
2 provisions; amending ORS 801.041; and prescribing an effective date”.

3 Delete lines 4 through 11 and insert:

4 **“SECTION 1.** ORS 801.041, as amended by section 1, chapter 24, Oregon
5 Laws 2018, and section 24, chapter 93, Oregon Laws 2018, is amended to read:

6 “801.041. The following apply to the authority granted to counties by ORS
7 801.040 to establish registration fees for vehicles:

8 “(1) An ordinance establishing registration fees under this section must
9 be enacted by the county imposing the registration fee and filed with the
10 Department of Transportation. Notwithstanding ORS 203.055 or any pro-
11 vision of a county charter, the governing body of a county with a population
12 of 350,000 or more may enact an ordinance establishing registration fees. The
13 governing body of a county with a population of less than 350,000 may enact
14 an ordinance establishing registration fees after submitting the ordinance to
15 the electors of the county for their approval. The governing body of the
16 county imposing the registration fee shall enter into an intergovernmental
17 agreement under ORS 190.010 with the department by which the department
18 shall collect the registration fees, pay them over to the county and, if nec-
19 essary, allow the credit or credits described in ORS 803.445 (5). The inter-
20 governmental agreement must state the date on which the department shall
21 begin collecting registration fees for the county.

1 “(2) The authority granted by this section allows the establishment of
2 registration fees in addition to those described in ORS 803.420 and 803.422.
3 There is no authority under this section to affect registration periods, qual-
4 ifications, cards, plates, requirements or any other provision relating to ve-
5 hicle registration under the vehicle code.

6 “(3) Except as otherwise provided for in this subsection, when registration
7 fees are imposed under this section, they must be imposed on all vehicle
8 classes. Registration fees as provided under this section may not be imposed
9 on the following:

10 “(a) Snowmobiles and Class I all-terrain vehicles.

11 “(b) Fixed load vehicles.

12 “(c) Vehicles registered under ORS 805.100 to disabled veterans.

13 “(d) Vehicles registered as antique vehicles under ORS 805.010.

14 “(e) Vehicles registered as vehicles of special interest under ORS 805.020.

15 “(f) Government-owned or operated vehicles registered under ORS 805.040
16 or 805.045.

17 “(g) School buses or school activity vehicles registered under ORS 805.050.

18 “(h) Law enforcement undercover vehicles registered under ORS 805.060.

19 “(i) Vehicles registered on a proportional basis for interstate operation.

20 “(j) Vehicles with a registration weight of 26,001 pounds or more de-
21 scribed in ORS 803.420 (14)(a) or (b).

22 “(k) Vehicles registered as farm vehicles under the provisions of ORS
23 805.300.

24 “(L) Travel trailers, campers and motor homes.

25 “(m) Vehicles registered to an employment address as provided in ORS
26 802.250 when the eligible public employee or household member’s residence
27 address is not within the county of the employment address. The department
28 may adopt rules it considers necessary for the administration of this para-
29 graph.

30 “(n) Vehicles registered under ORS 805.110 to former prisoners of war.

1 “(4) Any registration fee imposed by a county must be a fixed amount not
2 to exceed, with respect to any vehicle class, the sum of the registration fee
3 established under ORS 803.420 (6)(a) and the fee applicable to the registered
4 vehicle under ORS 803.422. For vehicles on which a flat fee is imposed under
5 ORS 803.420, the fee must be a whole dollar amount.

6 “(5) Moneys from registration fees established under this section must be
7 paid to the county establishing the registration fees as provided in ORS
8 802.110.

9 “[*(6) The county ordinance shall provide for payment of at least 40 percent*
10 *of the moneys to cities within the county unless a different distribution is*
11 *agreed upon by the county and the cities within the jurisdiction of the*
12 *county.*]

13 “**(6) Except as provided in section 3 of this 2019 Act, or unless a**
14 **different distribution is agreed upon by the county and the cities**
15 **within the jurisdiction of the county, the county ordinance shall pro-**
16 **vide for payment of at least 40 percent of the moneys from registration**
17 **fees established under this section to cities within the county.**

18 “(7) The moneys for the cities and the county shall be used for any pur-
19 pose for which moneys from registration fees may be used, including the
20 payment of debt service and costs related to bonds or other obligations is-
21 sued for such purposes.

22 “(8) Two or more counties may act jointly to impose a registration fee
23 under this section. The ordinance of each county acting jointly with another
24 under this subsection must provide for the distribution of moneys collected
25 through a joint registration fee.

26 “**SECTION 2. Section 3 of this 2019 Act is added to and made a part**
27 **of the Oregon Vehicle Code.**

28 “**SECTION 3. (1) A county ordinance that imposes a vehicle regis-**
29 **tration fee under ORS 801.041 is not required to provide for payment**
30 **of at least 40 percent of moneys from the registration fee to cities**

1 **within the county if the county:**

2 **“(a) Has a population of 650,000 or more; and**

3 **“(b) Uses the moneys from the registration fee to pay for main-**
4 **taining, planning, designing, replacing, acquiring necessary property**
5 **for, engineering, constructing or repairing a bridge that crosses the**
6 **Willamette River in the City of Portland, or the approaches to the**
7 **bridge, including the payment of debt service and costs related to**
8 **bonds or other obligations issued for such purposes.**

9 **“(2) This section applies to county vehicle registration fees that are**
10 **imposed for the purpose of maintaining, planning, designing, replac-**
11 **ing, acquiring necessary property for, engineering, constructing or**
12 **repairing a bridge that crosses the Willamette River in the City of**
13 **Portland, or the approaches to the bridge, including the payment of**
14 **debt service and costs related to bonds or other obligations issued for**
15 **such purposes.**

16 **“SECTION 4. This 2019 Act takes effect on the 91st day after the**
17 **date on which the 2019 regular session of the Eightieth Legislative**
18 **Assembly adjourns sine die.”.**

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