

Senate Bill 512

Sponsored by Senator THATCHER (Presession 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**.

Requires that fee for motor vehicle emission certificates of compliance issued after inspection that did not occur at department test station and did not use testing equipment owned by department not exceed lowest fee for other motor vehicle emissions certificates of compliance.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to motor vehicle emission control fees; amending ORS 468A.400; and prescribing an effective date.

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

5 **SECTION 1.** ORS 468A.400 is amended to read:

6 468A.400. (1) The Department of Environmental Quality shall:

7 (a) Establish and collect fees for application, examination and licensing of persons, equipment, apparatus or methods in accordance with ORS 468A.380 and within the following limits:

8 (A) The fee for licensing shall not exceed \$5.

9 (B) The fee for renewal of licenses shall not exceed \$1.

10 (b) Establish fees for the issuance of certificates of compliance. The department may classify motor vehicles and establish a different fee for each such class. The fee for the issuance of certificates shall be established by the Environmental Quality Commission in an amount based upon the costs of administering this program. Before establishing the fees, the commission shall determine the most cost effective program consistent with Clean Air Act requirements for each area of the state pursuant to ORS 468A.370. **The fee for a certificate of compliance issued after any inspection that did not occur at a department test station and did not use testing equipment owned by the department may not be greater than the least of any other fee established by the commission under this paragraph or collected by the department pursuant to subsection (2) of this section.**

11 (2) The department shall collect the fees established pursuant to subsection (1)(b) of this section at the time of the issuance of certificates of compliance as required by ORS 468A.380 (2)(c).

12 (3) On or before the 15th day of each month, the commission shall pay into the State Treasury all moneys received as fees pursuant to subsections (1) and (2) of this section during the preceding calendar month. The State Treasurer shall credit such money to the Department of Environmental Quality Motor Vehicle Pollution Account, which is hereby created. The moneys in the Department of Environmental Quality Motor Vehicle Pollution Account are continuously appropriated to the department to be used by the department solely or in conjunction with other state agencies and local units of government for:

13 (a) Any expenses incurred by the department and, if approved by the Governor, any expenses

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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 incurred by the Department of Transportation in the certification, examination, inspection or li-
2 censing of persons, equipment, apparatus or methods in accordance with the provisions of ORS
3 468A.380 and 815.310.

4 (b) Such other expenses as are necessary to study traffic patterns and to inspect, regulate and
5 control the emission of pollutants from motor vehicles in this state.

6 (4) The Department of Environmental Quality may enter into an agreement with the Department
7 of Transportation to collect the licensing and renewal fees described in subsection (1)(a) of this
8 section subject to the fees being paid and credited as provided in subsection (3) of this section.

9 **(5) As used in this section, “testing equipment” does not include computer systems op-**
10 **erated by or on behalf of the department to receive vehicle emissions data transmitted to the**
11 **department by remote means.**

12 **SECTION 2. This 2023 Act takes effect on the 91st day after the date on which the 2023**
13 **regular session of the Eighty-second Legislative Assembly adjourns sine die.**

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