

HB 2269-2
(LC 351)
4/3/23 (HE/ps)

Requested by JOINT COMMITTEE ON TRANSPORTATION (at the request of Oregon Department of Aviation)

**PROPOSED AMENDMENTS TO
HOUSE BILL 2269**

1 On page 1 of the printed bill, delete lines 5 through 31 and delete pages
2 2 through 4 and insert:

3 **“SECTION 1.** ORS 836.085 is amended to read:

4 “836.085. Except as provided in ORS 836.080, the Oregon Department of
5 Aviation as authorized by the State Aviation Board shall provide for the
6 approval of proposed airport sites and the issuance of certificates of such
7 approval. The following apply to this section:

8 “[*(1) A nonrefundable fee of \$75, together with an amount not to exceed*
9 *\$300 established by the department for the cost of inspecting and approving*
10 *an airport site for potential approval, shall accompany the application for site*
11 *approval.*]

12 “(1) A person submitting an application for approval of an airport site
13 shall pay an application fee, established by the department by rule, to cover
14 the cost of inspecting and approving an airport site for potential approval.

15 **“(2) Each biennium, beginning July 1, 2025, the department may**
16 **adjust for inflation by modifying the amount of the fee described under**
17 **subsection (1) of this section, based on the Consumer Price Index for**
18 **All Urban Consumers, West Region (All Items), as published by the**
19 **Bureau of Labor Statistics of the United States Department of Labor.**

20 **“(3) The adjusted fees under subsection (2) of this section take ef-**
21 **fect on January 1 and apply for the following two years.**

1 “[2)] (4) The department shall determine approval of airport sites under
2 this section based on the conditions under ORS 836.095.

3 **“SECTION 2.** ORS 836.105 is amended to read:

4 “836.105. Except as provided in ORS 836.080, the Oregon Department of
5 Aviation is authorized to provide for the licensing of airports and the annual
6 renewal of such licenses. The following apply to this section:

7 “(1) The department may [*charge*] **establish by rule** license fees for each
8 original license and for each renewal. [*The fee to be paid for each original*
9 *license and each renewal is as follows:*]

10 “[_____]

11 *AIRPORT CLASSIFICATION*
12 *AND FEE SCHEDULE*

13
14 *Category I Airport*

15 - *Commercial Service*.....\$ 150

16 *Category II Airport*

17 - *Urban General Aviation*.....\$ 100

18 *Category III Airport*

19 - *Regional General Aviation*.....\$ 75

20 *Category IV Airport*

21 - *Local General Aviation*.....\$ 50

22 *Category V Airport*

23 - *Remote Access*.....\$ 30

24 “[_____]

25 “(2) Upon the adoption of a rule providing for such licensing, the de-
26 partment shall with reasonable dispatch, upon receipt of an application for
27 an original license and the payment of the required fee, issue an appropriate
28 license if it is satisfied that the airport conforms to minimum standards of
29 safety and that safe air traffic patterns can be worked out for such airport
30 and for all existing airports and approved airport sites in its vicinity.

1 “(3) All licenses shall be renewable annually upon payment of the re-
2 quired fees.

3 “(4) Licenses and renewals may be issued subject to any reasonable con-
4 ditions that the department may deem necessary to effectuate the purposes
5 of ORS 836.085 to 836.120.

6 “(5) **Each biennium, beginning July 1, 2025, the department may**
7 **adjust for inflation by modifying the amount of the fees described**
8 **under subsection (1) of this section, based on the Consumer Price In-**
9 **dex for All Urban Consumers, West Region (All Items), as published**
10 **by the Bureau of Labor Statistics of the United States Department of**
11 **Labor.**

12 “(6) **The adjusted fees under subsection (5) of this section take ef-**
13 **fect on January 1 and apply for the following two years.**

14 “**SECTION 3.** ORS 837.045 is amended to read:

15 “837.045. (1) The registration fee to be paid under ORS 837.040, and the
16 fee to be paid upon renewal of registration under ORS 837.060, **shall be in**
17 **accordance with the fee schedule established by the Oregon Depart-**
18 **ment of Aviation by rule.** *[is as follows:]*

19 “[_____]

20 *AIRCRAFT CLASSIFICATION*
21 *AND FEE SCHEDULE*

22

| | | | |
|----|--|----|-----|
| 23 | <i>Single engine fixed wing, piston</i> | \$ | 65 |
| 24 | <i>Single engine fixed wing, turboprop</i> | | 250 |
| 25 | <i>Multiengine fixed wing, piston</i> | | 150 |
| 26 | <i>Multiengine fixed wing, turboprop</i> | | 300 |
| 27 | <i>Turbojet fixed wing</i> | | 700 |
| 28 | <i>Helicopter piston engine</i> | | 65 |
| 29 | <i>Helicopter turbine engine</i> | | 175 |
| 30 | <i>Lighter than air, home built,</i> | | |

| | | |
|---|--|-----|
| 1 | <i>sailplane, experimental or gyrocopter</i> | 55 |
| 2 | <i>Ultralight aircraft</i> | 55 |
| 3 | <i>Ex-military multiengine or turbojet /</i> | |
| 4 | <i>ex-air carrier</i> | 300 |

5 “[_____]

6 “(2) Any registration fees and penalties due in a previous year but not
7 paid remain due and payable and may be collected by the [*Oregon Department*
8 *of Aviation*] **department** prior to renewal of registration of the aircraft in
9 the current year.

10 “(3) **Each biennium, beginning July 1, 2025, the department may**
11 **adjust for inflation by modifying the amount of the fees described**
12 **under subsection (1) of this section, based on the Consumer Price In-**
13 **dex for All Urban Consumers, West Region (All Items), as published**
14 **by the Bureau of Labor Statistics of the United States Department of**
15 **Labor.**

16 “(4) **The adjusted fees under subsection (3) of this section take ef-**
17 **fect on January 1 and apply for the following two years.**

18 “**SECTION 4.** ORS 837.055 is amended to read:

19 “837.055. (1) Upon receipt of an application for registration of any aircraft
20 and payment of the required license fee, the Director of the Oregon Depart-
21 ment of Aviation shall assign to the application and the aircraft to be reg-
22 istered a distinctive number and register the facts stated in the application
23 and the number in an index to be kept for that purpose.

24 “(2) A certificate of registration, bearing the same number assigned to the
25 application, and in a form and design to be determined by the Oregon De-
26 partment of Aviation, shall be delivered to the owner of the aircraft without
27 further expense to such applicant.

28 “(3) The following apply to the use and display of certificates of regis-
29 tration and other signs denoting registration for aircraft:

30 “(a) The certificate of registration shall be carried in the aircraft at all

1 times.

2 “(b) No sign to denote registration of aircraft by the State of Oregon,
3 other than those furnished by the director, shall be used.

4 “(4) Duplicate certificates of registration may be obtained, upon proof of
5 loss or destruction of the original, by application therefor to the department
6 and the payment of [~~\$15~~] **a fee** for each additional certificate. **The depart-**
7 **ment shall establish by rule the amount of the fee.**

8 “**(5)** The facts stated in any application for registration shall be a public
9 record and open to inspection by the public during reasonable office hours.

10 “[~~5~~] **(6)** Registration of an aircraft does not require, nor does it consti-
11 tute, evidence of legal ownership of the aircraft.

12 “**(6) Each biennium, beginning July 1, 2025, the department may**
13 **adjust for inflation by modifying the amount of the fees described**
14 **under subsection (4) of this section, based on the Consumer Price In-**
15 **dex for All Urban Consumers, West Region (All Items), as published**
16 **by the Bureau of Labor Statistics of the United States Department of**
17 **Labor.**

18 “**(7) The adjusted fees under subsection (6) of this section take ef-**
19 **fect on January 1 and apply for the following two years.**

20 “**SECTION 5.** ORS 837.060 is amended to read:

21 “837.060. (1) All registrations under ORS 837.040 expire annually on the
22 anniversary of the date the aircraft is originally registered with the Oregon
23 Department of Aviation.

24 “(2) The owner of an aircraft subject to renewal of registration shall re-
25 new the registration on or before the date of expiration by filing a form
26 provided by the department and paying the fee for renewal of registration
27 established [*in*] **by the department by rule pursuant to** ORS 837.045. The
28 department may impose a late fee on a person who fails to renew registration
29 within the time required in the same manner and in the same amounts as
30 late fees imposed under ORS 837.040.

1 **“SECTION 6.** ORS 837.070 is amended to read:

2 “837.070. (1) Upon the purchase of any aircraft registered in accordance
3 with ORS 837.040, title to the certificate of registration assigned thereto
4 shall vest in the purchaser. Within 10 days after the date of:

5 “(a) Purchase, the purchaser shall file with the Oregon Department of
6 Aviation an application to transfer the registration, stating the name and
7 business address of the purchaser, the name of the seller, the registration
8 number assigned to the aircraft, and a brief description of the aircraft as
9 required for an original registration.

10 “(b) Sale, the seller shall notify the Director of the Oregon Department
11 of Aviation of the sale with the name and address of the purchaser, regis-
12 tration number assigned to the aircraft and a brief description of the aircraft
13 as required for an original registration.

14 “(2) Upon the receipt of the application and the payment of a fee [*of*
15 *\$15*] **established by the department by rule**, the director shall transfer the
16 license and registration number to the purchaser, and shall record the
17 transfer.

18 **“(3) [No] The** sale or transfer of any aircraft registered under ORS
19 837.040 [*shall be*] **is not** valid without compliance with the provisions of this
20 section. If an aircraft is not registered at the time of purchase, even though
21 the aircraft may have been purchased within the state, new or used, the
22 purchaser shall register it in accordance with ORS 837.040 and 837.045.

23 **“(4) Each biennium, beginning July 1, 2025, the department may**
24 **adjust for inflation by modifying the amount of the fees described**
25 **under subsection (2) of this section, based on the Consumer Price In-**
26 **dex for All Urban Consumers, West Region (All Items), as published**
27 **by the Bureau of Labor Statistics of the United States Department of**
28 **Labor.**

29 **“(5) The adjusted fees under subsection (4) of this section take ef-**
30 **fect on January 1 and apply for the following two years.**

1 **“SECTION 7.** ORS 837.075 is amended to read:

2 “837.075. (1) Any dealer in new or used aircraft, or both, shall apply to
3 the Oregon Department of Aviation for a dealer’s license. Upon such appli-
4 cation, the department shall issue an aircraft dealer’s license to the appli-
5 cant for an annual fee [*of \$250*] **established by the department by rule.**
6 The dealer’s license shall be in lieu of all other licenses or registration re-
7 quired by ORS 837.040 upon the dealer’s aircraft within this state, so long
8 as they are kept for resale and are not used in commercial operations within
9 this state.

10 “(2) This section does not prohibit the registering of a dealer’s aircraft
11 under ORS 837.040.

12 “(3) Upon the sale by a dealer of an aircraft which is not registered under
13 ORS 837.040, the dealer shall advise the purchaser of the registration re-
14 quirements under ORS 837.040 to 837.070 and furnish the purchaser with the
15 proper application forms.

16 “(4) **Each biennium, beginning July 1, 2025, the department may**
17 **adjust for inflation by modifying the amount of the fees described**
18 **under subsection (1) of this section, based on the Consumer Price In-**
19 **dex for All Urban Consumers, West Region (All Items), as published**
20 **by the Bureau of Labor Statistics of the United States Department of**
21 **Labor.**

22 “(5) **The adjusted fees under subsection (4) of this section take ef-**
23 **fect on January 1 and apply for the following two years.**

24 **“SECTION 8. The amendments to ORS 836.085, 836.105, 837.045,**
25 **837.055, 837.060, 837.070 and 837.075 by sections 1 to 7 of this 2023 Act**
26 **apply to amounts collected on or after July 1, 2024.”.**

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