

Requested by Senator STARR

**PROPOSED AMENDMENTS TO  
SENATE BILL 840**

1 On page 1 of the printed bill, line 3, delete “803.530,” and insert “803.350,  
2 803.530, 803.625,”.

3 On page 19, line 14, delete “or”.

4 In line 15, delete the period and insert “; or”.

5 On page 38, after line 6, insert:  
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7 **“TEMPORARY REGISTRATION PERMITS**  
8

9 **“SECTION 46.** ORS 803.350 is amended to read:

10 “803.350. This section establishes the requirements for qualification for  
11 registration. The Department of Transportation may not issue registration  
12 to a vehicle if the requirements under this section are not met. The depart-  
13 ment, in the absence of just cause for refusing to register a vehicle upon  
14 application, shall assign a distinctive number or other distinctive means of  
15 identification and shall issue registration for a vehicle if all of the following  
16 requirements are met:

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

21 “(2) The applicant completes an application described under ORS 803.370.

1 If the vehicle is a reconstructed or assembled vehicle or a replica, the person  
2 must indicate that fact in the application or be subject to ORS 803.225.

3 “(3) The applicant pays the department the registration fee established  
4 under ORS 803.420 and 803.422 and any applicable fees for issuance of regis-  
5 tration plates.

6 “(4) For motor vehicles, proof of compliance with pollution control  
7 equipment requirements is provided to the department **before the depart-**  
8 **ment issues stickers, registration and plates. Nothing in this sub-**  
9 **section prohibits a vehicle dealer from issuing a temporary**  
10 **registration permit for a vehicle that does not have proof of compli-**  
11 **ance at the time the vehicle is sold. The dealer shall provide the pur-**  
12 **chaser with a written notice as prescribed in ORS 803.625.** Proof required  
13 to comply with this subsection is described under ORS 815.310. This sub-  
14 section does not apply if the vehicle is exempt from the requirements for  
15 proof of compliance under ORS 815.300.

16 “(5) The applicant is domiciled in this state, as described in ORS 803.355,  
17 if required by ORS 803.360 to be domiciled in the state in order to register  
18 a vehicle. If the department has reason to believe that the applicant is not  
19 domiciled in this state and is required to be in order to register a vehicle,  
20 the department may require the person to submit proof of domicile. The de-  
21 partment shall determine by rule what constitutes proof of domicile.

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

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

28 “(8)(a) Beginning with 2009 model year new motor vehicles, the applicant  
29 provides proof of compliance with low emission motor vehicle standards  
30 adopted pursuant to ORS 468A.360. The department shall determine by rule

1 what constitutes proof of compliance with low emission motor vehicle stan-  
2 dards.

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

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

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

16 **“SECTION 47.** ORS 803.625 is amended to read:

17 “803.625. (1) The holder of a current, valid vehicle dealer certificate issued  
18 under ORS 822.020 may issue temporary **registration** permits for the opera-  
19 tion of vehicles or the transporting of a camper pending the receipt of per-  
20 manent registration from the Department **of Transportation**.

21 “(2) Forms for temporary **registration** permits issued under this section  
22 shall be furnished and, subject to ORS 803.640, prescribed by the department.

23 **“(3) A vehicle dealer may issue a temporary registration permit for**  
24 **a motor vehicle being sold that is subject to the pollution control**  
25 **equipment requirements under ORS 815.295 and does not have proof**  
26 **of compliance with the requirements. The dealer shall provide the**  
27 **purchaser of the vehicle with a written notice along with the tempo-**  
28 **rary registration permit. The notice must inform the purchaser of the**  
29 **following:**

30 **“(a) The vehicle is subject to the pollution control equipment re-**

1 **quirements under ORS 815.295;**

2 **“(b) The purchaser is required to comply with ORS 815.295 before**  
3 **the temporary registration permit expires or the purchaser will be re-**  
4 **quired to reapply to register the vehicle;**

5 **“(c) The vehicle may not be registered in this state unless proof of**  
6 **compliance with pollution control equipment requirements is provided**  
7 **to the department;**

8 **“(d) The purchaser agrees to immediately notify the vehicle dealer**  
9 **if the vehicle does not pass testing and is not issued proof of compli-**  
10 **ance under ORS 815.310;**

11 **“(e) The vehicle dealer is required to ensure the vehicle complies**  
12 **with the pollution control equipment requirements; and**

13 **“(f) After the requirement described in paragraph (e) of this sub-**  
14 **section is satisfied, the vehicle dealer is not obligated to ensure the**  
15 **vehicle complies with future testing requirements.**

16 **“[(3)] (4) The department shall specify, by rule, the procedures to be fol-**  
17 **lowed by persons issuing and using temporary **registration** permits issued**  
18 **under this section. Persons violating rules established by the department**  
19 **under this subsection are subject to penalty under ORS 803.630 and**  
20 **803.635.”.**

21 In line 10, delete “46” and insert “48”.

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