

SENATE AMENDMENTS TO SENATE BILL 431

By COMMITTEE ON COMMERCE

May 8

1 On page 1 of the printed bill, line 2, after “vehicles” insert a period and delete the rest of the
2 line and delete line 3.

3 Delete lines 5 through 28 and delete pages 2 through 10 and insert:

4 **“SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS chapter 90.**

5 **“SECTION 2. (1) Except as provided in subsection (2) of this section and in ORS 90.425**
6 **regarding abandoned vehicles, a landlord may not have a motor vehicle removed from the**
7 **premises without notice to the tenant who owns or operates the vehicle unless the vehicle:**

8 **“(a) Blocks or prevents access by emergency vehicles.**

9 **“(b) Blocks or prevents entry to the premises.**

10 **“(c) Violates posted parking restrictions.**

11 **“(d) Blocks or is unlawfully parked in a space reserved for persons with disabilities.**

12 **“(e) Is parked in an area not designated for parking.**

13 **“(2)(a) A landlord who has an ongoing arrangement with a towing business for vehicle**
14 **removal services on the premises may not have a vehicle removed from the premises without**
15 **notice to the tenant who owns or operates the vehicle unless the landlord:**

16 **“(A) Provides the tenant with written information prominently stating the towing busi-**
17 **ness name and contact information no later than the beginning date for the tenancy;**

18 **“(B) Enters into a written agreement with the tenant that notifies the tenant of the**
19 **landlord’s ability to have a motor vehicle removed from the premises without notice to the**
20 **owner or operator; and**

21 **“(C) Provides the tenant with a removable tag, sticker or other device to display, as**
22 **specified by the landlord, on a motor vehicle to prevent a tower from removing the vehicle.**

23 **“(b) A landlord may have a motor vehicle removed without notice to the tenant who owns**
24 **or operates the vehicle under this subsection only if the vehicle is parked without the re-**
25 **quired parking tag, sticker or other device displayed as provided in paragraph (a)(C) of this**
26 **subsection.**

27 **“(c) For purposes of paragraph (a) of this subsection, a landlord has an ongoing ar-**
28 **rangement with a towing business if:**

29 **“(A) The premises are posted with signs that warn of the possibility of vehicle removal**
30 **and display the name or contact information of the towing business; or**

31 **“(B) The landlord and the towing business have a written agreement for the business to**
32 **provide vehicle removal services on the premises.**

33 **“(3) A landlord may have an inoperable, but otherwise legally parked, motor vehicle re-**
34 **moved from the premises if the landlord affixes a notice to the vehicle stating that the ve-**
35 **hicle will be towed if it is not removed or otherwise brought into compliance with the rental**

1 **agreement. The notice required by this subsection must remain on the vehicle for 72 hours**
2 **before the vehicle may be removed.**

3 **“(4) A landlord may not have a motor vehicle removed under this section because the**
4 **vehicle’s registration has expired or is otherwise invalid.**

5 **“(5) This section does not apply to landlords of manufactured dwellings or floating homes.**

6 **“(6) Nothing in this section affects the obligations imposed on landlords who are owners**
7 **of parking facilities as defined in ORS 98.805.”.**

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