

House Bill 2585

Sponsored by Representative RAYFIELD; Representatives KENY-GUYER, NOSSE (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**.

Alters passenger motor vehicle registration fee from flat rate to fee based on formula. Bases formula on age, weight, list price and miles per gallon or miles per gallon equivalent of vehicle.

A BILL FOR AN ACT

Relating to vehicle registration fees; creating new provisions; and amending ORS 366.739, 367.173, 367.605, 801.041, 801.042, 803.315, 803.350, 803.420, 803.445, 803.455, 805.047 and 822.040.

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

SECTION 1. ORS 803.420 is amended to read:

803.420. This section establishes registration fees for vehicles. If there is uncertainty as to the classification of a vehicle for purposes of the payment of registration fees under the vehicle code, the Department of Transportation may classify the vehicle to assure that registration fees for the vehicle are the same as for vehicles the department determines to be comparable. The registration fees for the vehicle shall be those based on the classification determined by the department. Except as otherwise provided in this section, or unless the vehicle is registered quarterly, the fees described in this section are for an entire registration period for the vehicle as described under ORS 803.415. The department shall apportion any fee under this section to reflect the number of quarters registered for a vehicle registered for a quarterly registration period under ORS 803.415. The fees are payable when a vehicle is registered and upon renewal of registration. Except as provided in ORS 801.041 (3) and 801.042 (7), the fee shall be increased by any amount established by the governing body of a county or by the governing body of a district, as defined in ORS 801.237, under ORS 801.041 or 801.042 as an additional registration fee for the vehicle. The fees for registration of vehicles are as follows:

(1) Vehicles not otherwise provided for in this section or ORS 821.320, [*\$43 for each year of the registration period*] **as described in section 3 of this 2017 Act.**

(2) Mopeds, \$24 for each year of the registration period.

(3) Motorcycles, \$24 for each year of the registration period.

(4) Government-owned vehicles registered under ORS 805.040, \$3.50.

(5) State-owned vehicles registered under ORS 805.045, \$3.50 on registration or renewal.

(6) Undercover vehicles registered under ORS 805.060, \$3.50 on registration or renewal.

(7) Antique vehicles registered under ORS 805.010, \$54.

(8) Vehicles of special interest registered under ORS 805.020, \$81.

(9) Electric vehicles and hybrid vehicles that use electricity and another source of motive power, as follows:

(a) The registration fee for an electric or hybrid vehicle not otherwise described in this sub-

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 section is [*\$43 for each year of the registration period*] **as described in section 3 of this 2017 Act.**

2 (b) The registration fee for electric or hybrid vehicles that have two or three wheels is \$43. This
 3 paragraph does not apply to electric or hybrid mopeds. Electric or hybrid mopeds are subject to the
 4 same registration fee as otherwise provided for mopeds under this section.

5 (c) The registration fees for the following electric or hybrid vehicles are the same as for com-
 6 parable nonelectric vehicles described in this section plus 50 percent of such fee:

7 (A) Motor homes.

8 (B) Commercial buses.

9 (C) Vehicles registered as farm vehicles under ORS 805.300.

10 (D) Vehicles required to establish registration weight under ORS 803.430 or 826.013.

11 (10) Motor vehicles required to establish a registration weight under ORS 803.430 or 826.013,
 12 tow vehicles used to transport property for hire other than as described in ORS 822.210, and com-
 13 mercial buses, as provided in the following chart, based upon the weight submitted in the declara-
 14 tion of weight prepared under ORS 803.435 or 826.015:

17	Weight in Pounds	Fee
18	8,000 or less	\$ 55
19	8,001 to 10,000	344
20	10,001 to 12,000	391
21	12,001 to 14,000	438
22	14,001 to 16,000	485
23	16,001 to 18,000	532
24	18,001 to 20,000	593
25	20,001 to 22,000	640
26	22,001 to 24,000	703
27	24,001 to 26,000	764
28	26,001 to 28,000	375
29	28,001 to 30,000	391
30	30,001 to 32,000	422
31	32,001 to 34,000	438
32	34,001 to 36,000	468
33	36,001 to 38,000	485
34	38,001 to 40,000	515
35	40,001 to 42,000	532
36	42,001 to 44,000	562
37	44,001 to 46,000	578
38	46,001 to 48,000	593
39	48,001 to 50,000	625
40	50,001 to 52,000	656
41	52,001 to 54,000	672
42	54,001 to 56,000	686
43	56,001 to 58,000	717
44	58,001 to 60,000	750
45	60,001 to 62,000	780

1	62,001	to	64,000	811
2	64,001	to	66,000	827
3	66,001	to	68,000	857
4	68,001	to	70,000	874
5	70,001	to	72,000	904
6	72,001	to	74,000	921
7	74,001	to	76,000	951
8	76,001	to	78,000	967
9	78,001	to	80,000	998
10	80,001	to	82,000	1,014
11	82,001	to	84,000	1,045
12	84,001	to	86,000	1,061
13	86,001	to	88,000	1,092
14	88,001	to	90,000	1,108
15	90,001	to	92,000	1,139
16	92,001	to	94,000	1,155
17	94,001	to	96,000	1,185
18	96,001	to	98,000	1,202
19	98,001	to	100,000	1,218
20	100,001	to	102,000	1,249
21	102,001	to	104,000	1,265
22	104,001	to	105,500	1,295

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25 (11)(a) Motor vehicles with a registration weight of more than 8,000 pounds that are described
26 in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017 (13), as
27 provided in the following chart:

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	Weight in Pounds	Fee
31	8,001 to 10,000	\$ 50
32	10,001 to 12,000	60
33	12,001 to 14,000	65
34	14,001 to 16,000	75
35	16,001 to 18,000	80
36	18,001 to 20,000	90
37	20,001 to 22,000	95
38	22,001 to 24,000	105
39	24,001 to 26,000	110
40	26,001 to 28,000	120
41	28,001 to 30,000	125
42	30,001 to 32,000	135
43	32,001 to 34,000	140
44	34,001 to 36,000	150
45	36,001 to 38,000	155

1	38,001	to	40,000	165
2	40,001	to	42,000	170
3	42,001	to	44,000	180
4	44,001	to	46,000	185
5	46,001	to	48,000	190
6	48,001	to	50,000	200
7	50,001	to	52,000	210
8	52,001	to	54,000	215
9	54,001	to	56,000	220
10	56,001	to	58,000	230
11	58,001	to	60,000	240
12	60,001	to	62,000	250
13	62,001	to	64,000	260
14	64,001	to	66,000	265
15	66,001	to	68,000	275
16	68,001	to	70,000	280
17	70,001	to	72,000	290
18	72,001	to	74,000	295
19	74,001	to	76,000	305
20	76,001	to	78,000	310
21	78,001	to	80,000	320
22	80,001	to	82,000	325
23	82,001	to	84,000	335
24	84,001	to	86,000	340
25	86,001	to	88,000	350
26	88,001	to	90,000	355
27	90,001	to	92,000	365
28	92,001	to	94,000	370
29	94,001	to	96,000	380
30	96,001	to	98,000	385
31	98,001	to	100,000	390
32	100,001	to	102,000	400
33	102,001	to	104,000	405
34	104,001	to	105,500	415

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37 (b) Motor vehicles with a registration weight of more than 8,000 pounds that are certified under
 38 ORS 822.205, unless the motor vehicle is registered under subsection (10) of this section or that are
 39 used exclusively to transport manufactured structures, as provided in the following chart:

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42	Weight in Pounds		Fee
43	8,001	to 10,000	\$ 102
44	10,001	to 12,000	122
45	12,001	to 14,000	132

1	14,001	to	16,000	153
2	16,001	to	18,000	163
3	18,001	to	20,000	183
4	20,001	to	22,000	193
5	22,001	to	24,000	214
6	24,001	to	26,000	224
7	26,001	to	28,000	244
8	28,001	to	30,000	255
9	30,001	to	32,000	275
10	32,001	to	34,000	285
11	34,001	to	36,000	306
12	36,001	to	38,000	316
13	38,001	to	40,000	336
14	40,001	to	42,000	346
15	42,001	to	44,000	367
16	44,001	to	46,000	377
17	46,001	to	48,000	387
18	48,001	to	50,000	407
19	50,001	to	52,000	428
20	52,001	to	54,000	438
21	54,001	to	56,000	448
22	56,001	to	58,000	468
23	58,001	to	60,000	489
24	60,001	to	62,000	509
25	62,001	to	64,000	530
26	64,001	to	66,000	540
27	66,001	to	68,000	560
28	68,001	to	70,000	570
29	70,001	to	72,000	591
30	72,001	to	74,000	601
31	74,001	to	76,000	621
32	76,001	to	78,000	631
33	78,001	to	80,000	652
34	80,001	to	82,000	662
35	82,001	to	84,000	682
36	84,001	to	86,000	692
37	86,001	to	88,000	713
38	88,001	to	90,000	723
39	90,001	to	92,000	743
40	92,001	to	94,000	754
41	94,001	to	96,000	774
42	96,001	to	98,000	784
43	98,001	to	100,000	794
44	100,001	to	102,000	815
45	102,001	to	104,000	825

1 104,001 to 105,500 845

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4 (c) The owner of a vehicle described in paragraphs (a) and (b) of this subsection must certify
5 at the time of initial registration, in a manner determined by the department by rule, that the motor
6 vehicle will be used exclusively to transport manufactured structures or exclusively as described in
7 ORS 822.210, unless the motor vehicle is registered under subsection (10) of this section, or as de-
8 scribed in ORS 825.015 or 825.017 (13). Registration of a vehicle described in paragraphs (a) and (b)
9 of this subsection is invalid if the vehicle is operated in any manner other than that described in
10 the certification under this paragraph.

11 (12) Trailers registered under permanent registration, \$10.

12 (13) Fixed load vehicles as follows:

13 (a) If a declaration of weight described under ORS 803.435 is submitted establishing the weight
14 of the vehicle at 3,000 pounds or less, \$54.

15 (b) If no declaration of weight is submitted or if the weight of the vehicle is in excess of 3,000
16 pounds, \$75.

17 (14) Trailers for hire that are equipped with pneumatic tires made of an elastic material and that
18 are not travel trailers or trailers registered under permanent registration, \$27.

19 (15) Trailers registered as part of a fleet under an agreement reached pursuant to ORS 802.500,
20 the same as the fee for vehicles of the same type registered under other provisions of the Oregon
21 Vehicle Code.

22 (16) Travel trailers, campers and motor homes as follows, based on length as determined under
23 ORS 803.425:

24 (a) For travel trailers or campers that are 6 to 10 feet in length, \$81.

25 (b) For travel trailers or campers over 10 feet in length, \$81 plus \$6.75 a foot for each foot of
26 length over the first 10 feet.

27 (c) For motor homes that are 6 to 14 feet in length, \$54.

28 (d) For motor homes over 14 feet in length, \$126 plus \$7.50 a foot for each foot of length over
29 the first 10 feet.

30 (17) Special use trailers as follows, based on length as determined under ORS 803.425:

31 (a) For lengths 6 to 10 feet, \$54.

32 (b) For special use trailers over 10 feet in length, \$54 plus \$3 a foot for each foot of length over
33 the first 10 feet.

34 (18) Fees for vehicles with proportional registration under ORS 826.009, or proportioned fleet
35 registration under ORS 826.011, are as provided for vehicles of the same type under this section
36 except that the fees shall be fixed on an apportioned basis as provided under the agreement estab-
37 lished under ORS 826.007.

38 (19) For any vehicle that is registered under a quarterly registration period, a minimum of \$15
39 for each quarter registered plus an additional fee of \$1.

40 (20) In addition to any other fees charged for registration of vehicles in fleets under ORS
41 805.120, the department may charge the following fees:

42 (a) A \$2 service charge for each vehicle entered into a fleet.

43 (b) A \$1 service charge for each vehicle in the fleet at the time of renewal.

44 (21) The registration fee for vehicles with special registration for disabled veterans under ORS
45 805.100 is a fee of \$15.

1 (22) Subject to subsection (19) of this section, the registration fee for motor vehicles registered
 2 as farm vehicles under ORS 805.300 is as follows based upon the registration weight given in the
 3 declaration of weight submitted under ORS 803.435:

Weight in Pounds	Fee
8,000 or less	\$ 35
8,001 to 10,000	46
10,001 to 12,000	53
12,001 to 14,000	68
14,001 to 16,000	76
16,001 to 18,000	91
18,001 to 20,000	99
20,001 to 22,000	114
22,001 to 24,000	121
24,001 to 26,000	137
26,001 to 28,000	144
28,001 to 30,000	159
30,001 to 32,000	167
32,001 to 34,000	182
34,001 to 36,000	190
36,001 to 38,000	205
38,001 to 40,000	213
40,001 to 42,000	228
42,001 to 44,000	235
44,001 to 46,000	251
46,001 to 48,000	258
48,001 to 50,000	273
50,001 to 52,000	281
52,001 to 54,000	288
54,001 to 56,000	304
56,001 to 58,000	319
58,001 to 60,000	326
60,001 to 62,000	334
62,001 to 64,000	349
64,001 to 66,000	364
66,001 to 68,000	372
68,001 to 70,000	380
70,001 to 72,000	395
72,001 to 74,000	402
74,001 to 76,000	418
76,001 to 78,000	425
78,001 to 80,000	440
80,001 to 82,000	448
82,001 to 84,000	463

1	84,001	to	86,000	471
2	86,001	to	88,000	486
3	88,001	to	90,000	493
4	90,001	to	92,000	509
5	92,001	to	94,000	516
6	94,001	to	96,000	531
7	96,001	to	98,000	539
8	98,001	to	100,000	554
9	100,001	to	102,000	562
10	102,001	to	104,000	577
11	104,001	to	105,500	585

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(23) The registration fee for school vehicles registered under ORS 805.050 is \$7.50.

(24) The registration fee for a low-speed vehicle is \$43, for each year of the registration period.

(25) A rental or leasing company, as defined in ORS 221.275, that elects to initially register a vehicle for an annual or biennial registration period shall pay a fee of \$1 in addition to the vehicle registration fee provided under this section.

(26) Racing activity vehicles registered under ORS 805.035, \$81.

(27) Medium-speed electric vehicles, \$43 for each year of the registration period.

SECTION 2. Section 3 of this 2017 Act is added to and made a part of the Oregon Vehicle Code.

SECTION 3. (1) As used in this section:

(a) “List price” means the retail price of a vehicle as suggested by the manufacturer, plus the destination charges for the vehicle. “List price” does not include the cost of each accessory item or optional equipment added to the motor vehicle.

(b) “Manufacturer” means a person that manufactures or assembles motor vehicles or that manufactures or installs on previously assembled truck chassis special bodies or equipment, other than motor homes, that when installed forms an integral part of the motor vehicle and constitutes a major manufacturing alteration, and when completed is owned by the manufacturer.

(c) “Miles per gallon” or “MPG” means the distance traveled in a vehicle powered by one gallon of gasoline or diesel fuel.

(d) “Miles per gallon equivalent” or “MPGe” is a measure of the average distance traveled per unit of energy consumed.

(2)(a) The Department of Transportation shall establish the list price for every vehicle registered under ORS 803.420 (1) or (9)(a) using the list price published by the manufacturer or by any nationally recognized firm or association that compiles such data for the automotive industry. The department shall calculate the list price using information available at the time of registration.

(b) If more than one manufacturer suggested retail price is listed, the department shall select the lowest listed price for determining the list price of a vehicle.

(c) If there is no manufacturer suggested retail price published for a vehicle, the department may establish a list price upon the cost of the vehicle if an individual provides proof of the cost. The department shall determine by rule what constitutes proof under this

1 paragraph. If a person is unable to provide proof of the cost, the department may use any
 2 other available source or method to determine the list price of the vehicle.

3 (3) The department shall determine the combined MPG or MPGe ratings for each motor
 4 vehicle pursuant to a method determined by the department.

5 (4) The registration fee for vehicles described in ORS 803.420 (1) and (9)(a) is as follows:

6 (a) For a vehicle that is less than four years old at the time of registration, $(\$0.02 \times$
 7 $\text{weight of the vehicle in pounds}) + (\$0.005 \times \text{list price}) - (\text{MPG or MPGe}).$

8 (b) For a vehicle that is at least four years old at the time of registration and less than
 9 seven years old at the time of registration, $(\$0.02 \times \text{weight of the vehicle in pounds}) +$
 10 $(\$0.0025 \times \text{list price}) - (\text{MPG or MPGe}).$

11 (c) For a vehicle that is at least seven years old at the time of registration and less than
 12 10 years old at the time of registration, $(\$0.02 \times \text{weight of the vehicle in pounds}) + (\0.001
 13 $\times \text{list price}) - (\text{MPG or MPGe}).$

14 (d) For a vehicle that is at least 10 years old at the time of registration, $(\$0.02 \times \text{weight}$
 15 $\text{of the vehicle in pounds}) + (\$0.0005 \times \text{list price}) - (\text{MPG or MPGe}).$

16 **SECTION 4.** ORS 366.739 is amended to read:

17 366.739. Except as otherwise provided in ORS 366.744, the taxes collected under ORS 319.020,
 18 319.530, 803.090, 803.420, 818.225, 825.476 and 825.480 and section 3 of this 2017 Act and the special
 19 use fuel license fees collected under ORS 319.535, minus [*\$71.2 million*] \$_____ per biennium, shall
 20 be allocated 24.38 percent to counties under ORS 366.762 and 15.57 percent to cities under ORS
 21 366.800.

22 **SECTION 5.** ORS 367.173 is amended to read:

23 367.173. The principal, interest, premium, if any, and the purchase or tender price of the grant
 24 anticipation revenue bonds issued under ORS 367.161 to 367.181 are payable solely from the follow-
 25 ing moneys:

26 (1) Federal transportation funds.

27 (2) To the extent affirmatively pledged at the time issuance of revenue bonds is authorized, the
 28 following moneys that are lawfully available:

29 (a) Moneys deposited in the State Highway Fund established under ORS 366.505.

30 (b) Except as provided in paragraph (c) of this subsection, moneys, once deposited in the State
 31 Highway Fund established under ORS 366.505, from the following sources may be affirmatively
 32 pledged:

33 (A) Moneys from the taxes and fees on motor carriers imposed under ORS 825.474 and 825.480.

34 (B) Moneys from the tax on motor vehicle fuel imposed under ORS 319.020.

35 (C) Moneys from the tax on fuel used in motor vehicles imposed under ORS 319.530.

36 (D) Moneys from the special use fuel license fee under ORS 319.535.

37 (E) Moneys described under ORS 803.090 from the titling of vehicles.

38 (F) Moneys described under ORS 803.420 and section 3 of this 2017 Act from the registration
 39 of vehicles.

40 (G) Moneys described under ORS 807.370 relating to the issuance of driver licenses and driver
 41 permits.

42 (H) Moneys received by the Department of Transportation from taxes, fees or charges imposed
 43 after January 1, 2001, or other revenues or moneys received by the department from sources not
 44 listed in subparagraphs (A) to (G) of this paragraph that are lawfully available to be pledged under
 45 this section.

1 (c) Moneys described in paragraph (b) of this subsection do not include:

2 (A) Moneys provided for appropriations to counties under ORS 366.762 to 366.768.

3 (B) Moneys provided for appropriations to cities under ORS 366.785 to 366.820.

4 (C) Moneys in the account established under ORS 366.512 for parks and recreation.

5 **SECTION 6.** ORS 367.605 is amended to read:

6 367.605. (1) Moneys deposited in the State Highway Fund established under ORS 366.505 are
7 pledged to payment of Highway User Tax Bonds issued under ORS 367.615.

8 (2) Except as provided in subsection (3) of this section, moneys, once deposited in the highway
9 fund from the following sources are subject to the use or pledge described in subsection (1) of this
10 section:

11 (a) Moneys from the taxes and fees on motor carriers imposed under ORS 825.474 and 825.480.

12 (b) Moneys from the tax on motor vehicle fuel imposed under ORS 319.020.

13 (c) Moneys from the tax on fuel used in motor vehicles imposed under ORS 319.530.

14 (d) Moneys from the special use fuel license fee under ORS 319.535.

15 (e) Moneys described under ORS 803.090 from the titling of vehicles.

16 (f) Moneys described under ORS 803.420 **and section 3 of this 2017 Act** from the registration
17 of vehicles.

18 (g) Moneys described under ORS 807.370 relating to the issuance of driver licenses and driver
19 permits.

20 (h) Moneys received by the Department of Transportation from taxes, fees or charges imposed
21 after January 1, 2001, or other revenues received by the department from sources not listed in par-
22 agraphs (a) to (g) of this subsection that are available for the use or pledge described by this section.

23 (3) Moneys described under subsection (2) of this section do not include:

24 (a) Moneys provided for appropriations to counties under ORS 366.762 to 366.768.

25 (b) Moneys provided for appropriations to cities under ORS 366.785 to 366.820.

26 (c) Moneys in the account established under ORS 366.512 for parks and recreation.

27 (4) To the extent affirmatively pledged, moneys from the following sources are subject to the
28 use or pledge described in subsection (1) of this section:

29 (a) Moneys received by the Department of Transportation from the United States government.

30 (b) Any other moneys legally available to the department.

31 (5) Notwithstanding ORS 366.507, the lien or charge of any pledge of moneys securing bonds
32 issued under ORS 367.615 is superior or prior to any other lien or charge and to any law of the state
33 requiring the department to spend moneys for specified highway purposes.

34 **SECTION 7.** ORS 801.041 is amended to read:

35 801.041. The following apply to the authority granted to counties by ORS 801.040 to establish
36 registration fees for vehicles:

37 (1) An ordinance establishing registration fees under this section must be enacted by the county
38 imposing the registration fee and filed with the Department of Transportation. Notwithstanding
39 ORS 203.055 or any provision of a county charter, the governing body of a county with a population
40 of 350,000 or more may enact an ordinance establishing registration fees. The governing body of a
41 county with a population of less than 350,000 may enact an ordinance establishing registration fees
42 after submitting the ordinance to the electors of the county for their approval. The governing body
43 of the county imposing the registration fee shall enter into an intergovernmental agreement under
44 ORS 190.010 with the department by which the department shall collect the registration fees, pay
45 them over to the county and, if necessary, allow the credit or credits described in ORS 803.445 (5).

1 The intergovernmental agreement must state the date on which the department shall begin collect-
2 ing registration fees for the county.

3 (2) The authority granted by this section allows the establishment of registration fees in addition
4 to those described in ORS 803.420 **and section 3 of this 2017 Act**. There is no authority under this
5 section to affect registration periods, qualifications, cards, plates, requirements or any other pro-
6 vision relating to vehicle registration under the vehicle code.

7 (3) Except as otherwise provided for in this subsection, when registration fees are imposed under
8 this section, they must be imposed on all vehicle classes. Registration fees as provided under this
9 section may not be imposed 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 or 805.045.

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

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

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

19 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 (10)
20 or (11).

21 (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.

22 (L) Travel trailers, campers and motor homes.

23 (m) Vehicles registered to an employment address as provided in ORS 802.250 when the eligible
24 public employee or household member's residence address is not within the county of the employ-
25 ment address. The department may adopt rules it considers necessary for the administration of this
26 paragraph.

27 (4) Any registration fee imposed by a county must be a fixed amount not to exceed, with respect
28 to any vehicle class, the registration fee established under [*ORS 803.420 (1)*] **section 3 of this 2017**
29 **Act**. For vehicles on which a flat fee is imposed under ORS 803.420, the fee must be a whole dollar
30 amount.

31 (5) Moneys from registration fees established under this section must be paid to the county es-
32 tablishing the registration fees as provided in ORS 802.110. The county ordinance shall provide for
33 payment of at least 40 percent of the moneys to cities within the county unless a different distrib-
34 ution is agreed upon by the county and the cities within the jurisdiction of the county. The moneys
35 for the cities and the county shall be used for any purpose for which moneys from registration fees
36 may be used, including the payment of debt service and costs related to bonds or other obligations
37 issued for such purposes.

38 (6) Two or more counties may act jointly to impose a registration fee under this section. The
39 ordinance of each county acting jointly with another under this subsection must provide for the
40 distribution of moneys collected through a joint registration fee.

41 **SECTION 8.** ORS 801.042 is amended to read:

42 801.042. The following apply to the authority granted to a district by ORS 801.040 to establish
43 registration fees for vehicles:

44 (1) Before the governing body of a district can impose a registration fee under this section, it
45 must submit the proposal to the electors of the district for their approval and, if the proposal is

1 approved, enter into an intergovernmental agreement under ORS 190.010 with the governing bodies
 2 of all counties, other districts and cities with populations of over 300,000 that overlap the district.
 3 The intergovernmental agreement must state the registration fees and, if necessary, how the revenue
 4 from the fees shall be apportioned among counties and the districts. Before the governing body of
 5 a county can enter into such an intergovernmental agreement, the county shall consult with the
 6 cities in its jurisdiction.

7 (2) If a district raises revenues from a registration fee for purposes related to highways, roads,
 8 streets and roadside rest areas, the governing body of that district shall establish a Regional Arterial
 9 Fund and shall deposit in the Regional Arterial Fund all such registration fees.

10 (3) Interest received on moneys credited to the Regional Arterial Fund shall accrue to and be-
 11 come a part of the Regional Arterial Fund.

12 (4) The Regional Arterial Fund must be administered by the governing body of the district re-
 13 ferred to in subsection (2) of this section and such governing body by ordinance may disburse mon-
 14 eys in the Regional Arterial Fund. Moneys within the Regional Arterial Fund may be disbursed only
 15 for a program of projects recommended by a joint policy advisory committee on transportation
 16 consisting of local officials and state agency representatives designated by the district referred to
 17 in subsection (2) of this section. The projects for which the joint policy advisory committee on
 18 transportation can recommend funding must concern arterials, collectors or other improvements
 19 designated by the joint policy advisory committee on transportation.

20 (5) Ordinances establishing registration fees under this section must be filed with the Depart-
 21 ment of Transportation. The governing body of the district imposing the registration fee shall enter
 22 into an intergovernmental agreement under ORS 190.010 with the department by which the depart-
 23 ment shall collect the registration fees, pay them over to the district and, if necessary, allow the
 24 credit or credits described in ORS 803.445 (5). The intergovernmental agreement must state the date
 25 on which the department shall begin collecting registration fees for the district.

26 (6) The authority granted by this section allows the establishment of registration fees in addition
 27 to those described in ORS 803.420 **and section 3 of this 2017 Act**. There is no authority under this
 28 section to affect registration periods, qualifications, cards, plates, requirements or any other pro-
 29 vision relating to vehicle registration under the vehicle code.

30 (7) Except as otherwise provided for in this subsection, when registration fees are imposed under
 31 this section, the fees must be imposed on all vehicle classes. Registration fees as provided under this
 32 section may not be imposed on the following:

- 33 (a) Snowmobiles and Class I all-terrain vehicles.
- 34 (b) Fixed load vehicles.
- 35 (c) Vehicles registered under ORS 805.100 to disabled veterans.
- 36 (d) Vehicles registered as antique vehicles under ORS 805.010.
- 37 (e) Vehicles registered as vehicles of special interest under ORS 805.020.
- 38 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.
- 39 (g) School buses or school activity vehicles registered under ORS 805.050.
- 40 (h) Law enforcement undercover vehicles registered under ORS 805.060.
- 41 (i) Vehicles registered on a proportional basis for interstate operation.
- 42 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 (10)
- 43 or (11).
- 44 (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.
- 45 (L) Travel trailers, campers and motor homes.

1 (m) Vehicles registered to an employment address as provided in ORS 802.250 when the eligible
2 public employee or household member's residence address is not within the county of the employ-
3 ment address. The department may adopt rules it considers necessary for the administration of this
4 paragraph.

5 (8) Any registration fee imposed by the governing body of a district must be a fixed amount not
6 to exceed, with respect to any vehicle class, the registration fee established under [ORS 803.420
7 (1)] **section 3 of this 2017 Act**. For vehicles on which a flat fee is imposed under ORS 803.420, the
8 fee must be a whole dollar amount.

9 **SECTION 9.** ORS 803.315 is amended to read:

10 803.315. (1) A person commits the offense of failure to pay the appropriate registration fee if the
11 person operates any vehicle or transports any camper that is registered in this state unless the
12 proper fee, as established under ORS 803.420 **or section 3 of this 2017 Act**, has been paid for reg-
13 istration of the vehicle.

14 (2) The offense described in this section, failure to pay appropriate registration fee, is a Class
15 D traffic violation.

16 **SECTION 10.** ORS 803.350 is amended to read:

17 803.350. This section establishes the requirements for qualification for registration. The De-
18 partment of Transportation shall not issue registration to a vehicle if the requirements under this
19 section are not met. The department, in the absence of just cause for refusing to register a vehicle
20 upon application, shall assign a distinctive number or other distinctive means of identification and
21 shall issue registration for a vehicle if all of the following requirements are met:

22 (1) The applicant applies for and is granted title in the applicant's name at the same time the
23 person makes application for registration, or presents satisfactory evidence that title covering the
24 vehicle has been previously issued to the applicant.

25 (2) The applicant completes an application described under ORS 803.370. If the vehicle is a re-
26 constructed or assembled vehicle or a replica, the person must indicate that fact in the application
27 or be subject to ORS 803.225.

28 (3) The applicant pays the department the registration fee established under ORS 803.420 **or**
29 **section 3 of this 2017 Act** and any applicable fees for issuance of registration plates.

30 (4) For motor vehicles, proof of compliance with pollution control equipment requirements is
31 provided to the department. Proof required to comply with this subsection is described under ORS
32 815.310. This subsection does not apply if the vehicle is exempt from the requirements for proof of
33 compliance under ORS 815.300.

34 (5) The applicant is domiciled in this state, as described in ORS 803.355, if required by ORS
35 803.360 to be domiciled in the state in order to register a vehicle. If the department has reason to
36 believe that the applicant is not domiciled in this state and is required to be in order to register a
37 vehicle, the department may require the person to submit proof of domicile. The department shall
38 determine by rule what constitutes proof of domicile.

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

42 (7) The applicant surrenders all evidence of any former registration or title as required by ORS
43 803.380.

44 (8)(a) Beginning with 2009 model year new motor vehicles, the applicant provides proof of com-
45 pliance with low emission motor vehicle standards adopted pursuant to ORS 468A.360. The depart-

1 ment shall determine by rule what constitutes proof of compliance with low emission motor vehicle
 2 standards.

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

6 (c) For purposes of this subsection, “new motor vehicle” means a motor vehicle with 7,500 miles
 7 or less on the odometer when the vehicle is initially registered under ORS 803.420 (1), 805.100 or
 8 805.120.

9 (9) If required to do so by the department, the applicant provides the department with satisfac-
 10 tory proof that the vehicle was designed to be operated on highways and meets equipment require-
 11 ments imposed by statute or rule for the lawful operation of a vehicle on highways. The department
 12 may adopt rules specifying the kinds of vehicles that are subject to this subsection and what con-
 13 stitutes satisfactory proof under this subsection.

14 **SECTION 11.** ORS 803.445 is amended to read:

15 803.445. (1) The governing body of a county may impose registration fees for vehicles as pro-
 16 vided in ORS 801.041.

17 (2) The governing body of a district may impose registration fees for vehicles as provided in ORS
 18 801.042.

19 (3) The Department of Transportation shall provide by rule for the administration of laws au-
 20 thORIZING county and district registration fees and for the collection of those fees.

21 (4) Any registration fee imposed under this section shall be imposed in a manner consistent with
 22 ORS 803.420 **and section 3 of this 2017 Act.**

23 (5) No county or district may impose a vehicle registration fee that would by itself, or in com-
 24 bination with any other vehicle registration fee imposed under this section, exceed the amount of
 25 the fee imposed under [ORS 803.420 (1)] **section 3 of this 2017 Act.** The owner of any vehicle sub-
 26 ject to multiple fees under this section shall be allowed a credit or credits with respect to one or
 27 more of such fees so that the total of such fees does not exceed the amount of the fee imposed under
 28 [ORS 803.420 (1)] **section 3 of this 2017 Act.**

29 **SECTION 12.** ORS 803.455 is amended to read:

30 803.455. (1) A person commits the offense of failure to renew vehicle registration if the regis-
 31 tration period for a vehicle registered in the person’s name expires and the person does not pay the
 32 fee required for renewal of registration.

33 (2) This section does not apply if the vehicle is no longer required or qualified to be registered
 34 in this state when the registration period expires.

35 (3) The fee required to be paid for renewal of registration under this section is the same fee that
 36 is required for registration of the vehicle under ORS 803.420 **or section 3 of this 2017 Act.**

37 (4) The offense described in this section, failure to renew vehicle registration, is a Class D
 38 traffic violation.

39 **SECTION 13.** ORS 805.047 is amended to read:

40 805.047. (1) Upon request of any county, the Department of Transportation may issue registra-
 41 tion plates or other evidence of registration from any regular series rather than from any specially
 42 designed government series for a vehicle owned or operated by the county. The registration period
 43 for a vehicle described under this section shall be the same as the regular registration period for
 44 the type of vehicle registered. The fee for registration or renewal of registration of a vehicle under
 45 this section shall be the fee established under [ORS 803.420 (1) or (9)] **section 3 of this 2017 Act.**

1 (2) Any vehicle registered under this section and not exempted under ORS 815.300 must meet
 2 the requirements for certification of compliance with pollution control under ORS 815.310.

3 **SECTION 14.** ORS 822.040 is amended to read:

4 822.040. (1) The holder of a current, valid vehicle dealer certificate issued under ORS 822.020
 5 may exercise the following privileges under the certificate:

6 (a) A dealer is authorized, without violating ORS 803.025 or 803.300, to use and operate over
 7 and along the highways of this state all vehicles displaying the dealer's plates whether registered
 8 or not or whether or not a title is issued for the vehicle. This paragraph does not authorize dealers
 9 to use or operate vehicles under dealer plates unless the vehicles are actually owned or controlled
 10 by the dealer and in actual use by the dealer, members of the dealer's firm, any salesperson thereof
 11 or any person authorized by the dealer. Vehicles operated under dealer plates may be used for the
 12 same purposes as are any other vehicles registered in this state that are registered by payment of
 13 the fee under ORS 803.420 **or section 3 of this 2017 Act.** This paragraph is subject to the limita-
 14 tions under ORS 822.045.

15 (b) A dealer is entitled to receive dealer plates or devices and replacement or additional dealer
 16 plates or devices. As many additional dealer plates as may be desired may be obtained upon the
 17 filing of a formal application for additional plates with the Department of Transportation. The plates
 18 issued to dealers shall require the payment of fees as provided under ORS 805.250.

19 (c) The person is not subject to the prohibitions and penalties under ORS 822.005 as long as the
 20 holder's vehicle dealer business is conducted in a location approved under the certificate.

21 (d) The dealer shall be considered the owner of vehicles manufactured or dealt in by the dealer,
 22 before delivery and sale of the vehicles, and of all vehicles in the dealer's possession and operated
 23 or driven by the dealer or the dealer's employees.

24 (e) Notwithstanding ORS 825.474, in lieu of paying the weight-mile tax imposed under ORS
 25 825.474, the dealer may pay the fuel taxes imposed under ORS 319.020 and 319.530, when the vehicle:

26 (A) Displays the dealer's plates;

27 (B) Is actually owned or controlled by the dealer and in actual use by the dealer, members of
 28 the dealer's firm, any salesperson of the dealer or any person authorized by the dealer;

29 (C) Is operated on the highway for the purpose of test driving the vehicle; and

30 (D) Is unloaded.

31 (2) The holder of a vehicle dealer certificate may open additional places of business under the
 32 same business name by obtaining a supplemental certificate from the department under this sub-
 33 section. The following all apply to a supplemental certificate issued under this subsection:

34 (a) The department may not issue a supplemental certificate under this subsection if the addi-
 35 tional place of business opened will be operated under a different business name than that indicated
 36 on the current certificate. Any business that a vehicle dealer operates under a separate business
 37 name must be operated under a separate certificate and the dealer must apply for and pay the fees
 38 for a regular dealer certificate for the business.

39 (b) A supplemental certificate issued under this subsection is subject to the fee for supplemental
 40 certificate under ORS 822.700.

41 (3) The holder of a vehicle dealer certificate may move a place of business or change a business
 42 name by obtaining a corrected certificate from the department. For purposes of this subsection,
 43 "place of business" includes a recreational vehicle service facility as defined in ORS 822.082. The
 44 following apply to a corrected certificate issued under this subsection:

45 (a) The department shall prescribe the form for application for a corrected certificate.

1 (b) A person applying for a corrected certificate shall pay the fee for the corrected certificate
2 established in ORS 822.700.

3 (4) The department may establish by rule the requirements a holder of a vehicle dealer certifi-
4 cate must meet to display a vehicle at a location other than the dealer's place of business for the
5 purpose of advertising without first obtaining a supplemental certificate from the department. In
6 addition to any requirements established by the department by rule, all of the following apply:

7 (a) The dealer must have a signed agreement with the owner of the property or the person using
8 the property where the vehicle is to be displayed stating that the vehicle is for an advertising pro-
9 motion only and that the processing of any documents or other activities required to purchase a
10 vehicle must be done at the dealer's place of business.

11 (b) The vehicle on display must be clearly marked with the dealer's name and contact informa-
12 tion and a notice that the vehicle is displayed only for the purpose of advertising and may be pur-
13 chased only at the dealer's place of business.

14 (c) Displaying the vehicle must not violate any zoning laws or ordinances.

15 (d) The dealer or the dealer's employees may not remain with the vehicle except for the purpose
16 of moving the vehicle in or out of the display area.

17 (5) A vehicle dealer certificate is valid for a three-year period and may be renewed as provided
18 by the department. The department shall only renew a certificate if the applicant for renewal does
19 all of the following:

20 (a) Pays the required fee for renewal under ORS 822.700.

21 (b) Delivers to the department a bond that meets the requirements under ORS 822.030.

22 (c) Delivers to the department a certificate of insurance that meets the requirements under ORS
23 822.033.

24 (d) Provides the names of all partners or corporate officers.

25 (e) Certifies completion of the continuing education requirements of ORS 822.027 (1)(b) if the
26 person is a dealer subject to the education requirements.

27 (f) If the dealer offers new recreational vehicles for sale under the certificate, certifies that the
28 dealer maintains a recreational vehicle service facility as listed in the dealer certificate application
29 described in ORS 822.025.

30 (6) The department may adopt suitable rules for the issuance and renewal of certificates under
31 this section and ORS 822.020.

32 **SECTION 15. Section 3 of this 2017 Act and the amendments to ORS 803.420 by section**
33 **1 of this 2017 Act apply to issuance or renewal of vehicle registration on or after the effective**
34 **date of this 2017 Act.**

35