

Senate Bill 840

Sponsored by Senator TAYLOR

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**.

Authorizes counties to establish county boating registration fee for purpose of disposing of derelict vessels.

A BILL FOR AN ACT

1
2 Relating to small watercraft registration fees; creating new provisions; and amending ORS 830.140
3 and 830.790.

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

5 **SECTION 1. Section 2 of this 2021 Act is added to and made a part of ORS 830.908 to**
6 **830.948.**

7 **SECTION 2. (1) The governing body of a county may enact an ordinance establishing**
8 **registration fees for sailboats 12 feet in length or more and for all motorboats registered at**
9 **a residence or business address within the county.**

10 **(2) The authority granted under this section allows the establishment of registration fees**
11 **in addition to those described in ORS 830.790 (1)(a).**

12 **(3) There is no authority granted under this section to affect registration periods, quali-**
13 **fications or any other provision relating to registration under this chapter.**

14 **(4) Any registration fee established by a county under this section must be a fixed**
15 **amount not to exceed the registration fee established under ORS 830.790 (1)(a).**

16 **(5) The governing body of a county establishing registration fees under this section shall**
17 **enter into an intergovernmental agreement under ORS 190.010 with the State Marine Board**
18 **by which the board shall collect the registration fees and pay them over to the county. The**
19 **intergovernmental agreement must state the date on which the board shall begin collecting**
20 **registration fees for the county.**

21 **(6) Moneys from registration fees established under this section must be paid to the**
22 **county establishing the registration fees as provided in ORS 830.140.**

23 **(7) The county shall use the moneys received to dispose of derelict vessels.**

24 **(8) The board shall provide by rule for the administration of laws authorizing county**
25 **registration fees and for the collection and distribution of those fees.**

26 **SECTION 3. ORS 830.790 is amended to read:**

27 **830.790. (1) The biennial fee for the original or renewal certificate of number or registration is:**

28 **(a) \$5 plus \$5.95 per foot, or portion thereof, for all sailboats 12 feet in length or more and for**
29 **all motorboats.**

30 **(b) \$6, for boats that are assessed by the Department of Revenue under ORS 308.505 to 308.674.**

31 **(c) \$6, for amphibious vehicles that are licensed by the Department of Transportation.**

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 (2) Notwithstanding subsection (1) of this section, no fee is required for boats owned by
2 eleemosynary organizations which are operated primarily as a part of organized activities for the
3 purpose of teaching youths scoutcraft, camping, seamanship, self-reliance, patriotism, courage and
4 kindred virtues.

5 (3) Except for the assessment referred to in subsection (1)(b) of this section, the fees provided
6 by this section are in lieu of any other tax or license fee.

7 (4) The operator of a boat livery holding five or more boats ready for hire may pay a biennial
8 certificate of number fee of \$90 plus \$10 for each boat instead of the fee otherwise provided in this
9 section.

10 (5) For each original or renewal certificate fee collected under subsection (1)(a) of this section,
11 the State Marine Board shall deposit \$5 of the amount collected into the Aquatic Invasive Species
12 Prevention Fund established under ORS 830.585.

13 **(6) In addition to the registration fees listed in subsection (1)(a) of this section, a county**
14 **may impose additional registration fees as provided under section 2 of this 2021 Act.**

15 **SECTION 4.** ORS 830.140 is amended to read:

16 830.140. (1) On or before the 10th day of each month, the State Marine Board shall pay into the
17 State Treasury, except as provided in ORS 830.948, all moneys received by the board during the
18 preceding calendar month. The State Treasurer shall credit the moneys to the Boating Safety, Law
19 Enforcement and Facility Account, which account hereby is created, separate and distinct from the
20 General Fund. The moneys in the account hereby are continuously appropriated to the board for the
21 purpose of paying the expense of administering and enforcing the provisions of this chapter. The
22 board shall keep a record of all moneys received and expended.

23 (2) After paying the necessary expenses incurred by the board in administering this chapter, the
24 funds available in the account shall be distributed, in the amounts required, for the purpose of en-
25 forcing the provisions of this chapter and the regulations adopted pursuant thereto. The board shall
26 determine the amount required for enforcement in each county, considering the survey conducted
27 under ORS 830.115. The funds available shall be apportioned according to the amounts required and
28 distributed, for enforcement in each county where there is a need, under a contract entered into
29 with a city, with the Department of State Police or with the sheriff of the county. A contract with
30 a city or a sheriff shall be entered into only with the approval of the governing body of the city or
31 county. The board shall determine the intervals at which the moneys shall be distributed.

32 (3) The governing body of any county having within its boundaries a city providing recreational
33 boating facilities including launching ramps, may contract with the city for the purpose of enforcing
34 the provisions of this chapter and the rules and regulations made pursuant thereto.

35 (4) If the city enters into a contract with the board or with a county, the county is relieved of
36 its enforcement responsibilities within the city as agreed to by the county and the city or by the
37 board and the city.

38 **(5) After the deduction of expenses related to collection, transfer and administration, the**
39 **board shall pay moneys from any registration fees established under section 2 of this 2021**
40 **Act to the appropriate county. The board shall make the payments on at least a monthly**
41 **basis unless another basis is established by the intergovernmental agreement required by**
42 **section 2 of this 2021 Act between the board and the governing body of a county.**

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