

Requested by JOINT COMMITTEE ON TRANSPORTATION

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2165**

1 On page 1 of the printed A-engrossed bill, line 3, delete “sections 150 and
2 152” and insert “sections 148, 150 and 152”.

3 On page 5, after line 12 insert:

4 **“SECTION 4a.** Section 148, chapter 750, Oregon Laws 2017, as amended
5 by section 154, chapter 750, Oregon Laws 2017, and section 34, chapter 491,
6 Oregon Laws 2019, is amended to read:

7 **“Sec. 148.** As used in sections 148 to 152, chapter 750, Oregon Laws 2017:

8 “(1) ‘Light-duty zero-emission vehicle’ means a motor vehicle that:

9 “(a) Has a gross vehicle weight rating of 8,500 pounds or less;

10 “(b) Is capable of attaining a speed of 55 miles per hour or more; and

11 “(c) Is powered:

12 “(A) Primarily by an electric battery and may or may not use a flywheel
13 energy storage device or a capacitor that also stores energy to assist in ve-
14 hicle operation.

15 “(B) By polymer electrolyte membrane fuel cells or proton exchange
16 membrane fuel cells that use hydrogen fuel and oxygen from the air to
17 produce electricity.

18 “(C) Primarily by a zero-emission energy storage device that provides
19 enough power for the vehicle to travel 75 miles or more using only electricity
20 and may or may not use a backup alternative power unit that does not op-
21 erate until the energy storage device is fully depleted.

1 “(2) ‘Motor vehicle’ has the meaning given that term in ORS 801.360.

2 “(3) ‘Neighborhood electric vehicle’ means a low-speed vehicle that:

3 “(a) Is powered using an electric battery;

4 “(b) Has a gross vehicle weight not exceeding 3,000 pounds; and

5 “(c) Has at least four wheels.

6 “(4) ‘Person’ means a person as defined in ORS 174.100 or a public body

7 as defined in ORS 174.109.

8 “(5) ‘Plug-in hybrid electric vehicle’ means a hybrid electric motor vehicle

9 that:

10 “(a) Has zero evaporative emissions from its fuel system;

11 “(b) Has an onboard electrical energy storage device with useful capacity

12 of 10 or more miles of urban dynamometer driving schedule range, as de-

13 scribed by the United States Environmental Protection Agency, on electricity

14 alone;

15 “(c) Is equipped with an onboard charger;

16 “(d) Is rechargeable from an external connection to an off-board electrical

17 source;

18 “(e) Meets the super ultra-low emission vehicle standards for exhaust

19 emissions, as defined by the Environmental Quality Commission by rule;

20 “(f) Has a warranty of at least 15 years and 150,000 miles on emission

21 control components; and

22 “(g) Is capable of attaining a speed of 55 miles per hour or more.

23 “(6) ‘Qualifying vehicle’ means a motor vehicle that:

24 “(a) Is a:

25 “(A) Light-duty zero-emission vehicle;

26 “(B) Neighborhood electric vehicle;

27 “(C) Plug-in hybrid electric vehicle; or

28 “(D) Zero-emission motorcycle;

29 “(b) Is new, or has been previously used only as a dealership floor model

30 or test-drive vehicle;

1 “(c) Has not previously been registered;

2 “(d) Is constructed entirely from new parts that have never been the
3 subject of a retail sale;

4 “(e) Has a base manufacturer’s suggested retail price of less than:

5 “(A) \$50,000; or

6 “(B) **If the motor vehicle is powered as described in subsection**
7 **(1)(c)(B) of this section, \$60,000;**

8 “(f) Is covered by a manufacturer’s express warranty on the vehicle drive
9 train, including the applicable energy storage system or battery pack, for at
10 least 24 months from the date of purchase; and

11 “(g) Is certified by the manufacturer to comply with all applicable federal
12 safety standards issued by the National Highway Traffic Safety Adminis-
13 tration for new motor vehicles and new motor vehicle equipment.

14 “(7)(a) ‘Vehicle dealer’ means:

15 “(A) A person engaged in business in this state that has been issued a
16 vehicle dealer certificate under ORS 822.020; and

17 “(B) A person engaged in business in another state that would be subject
18 to ORS 822.005 if the person engaged in business in this state.

19 “(b) Notwithstanding paragraph (a) of this subsection, a person is not a
20 vehicle dealer for purposes of sections 148 to 152, chapter 750, Oregon Laws
21 2017, to the extent the person:

22 “(A) Conducts an event that lasts less than seven consecutive days, for
23 which the public is charged admission and at which otherwise qualifying
24 vehicles are sold at auction; or

25 “(B) Sells an otherwise qualifying vehicle at auction at an event described
26 in this paragraph.

27 “(8) ‘Zero-emission motorcycle’ means a motorcycle that:

28 “(a) Has zero evaporative emissions from its fuel system;

29 “(b) Is capable of attaining a speed of 55 miles per hour or more;

30 “(c) Is designed to travel on two wheels; and

1 “(d) Is powered by electricity.”.

2 On page 8, after line 27, insert:

3 **“SECTION 9. The amendments to sections 148 and 150, chapter 750,**
4 **Oregon Laws 2017, by sections 4a and 5 of this 2021 Act apply to vehi-**
5 **cles purchased or leased on or after the effective date of this 2021**
6 **Act.”.**

7 In line 31, delete “9” and insert “10”.

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