

# House Bill 2718

Sponsored by Representative EVANS (Pre-session 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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act allows car dealers to turn in paperwork to the DMV in person. (Flesch Readability Score: 77.8).

Allows vehicle dealers to submit vehicle-related documents in person at a field office of the Department of Transportation.

## A BILL FOR AN ACT

1  
2 Relating to vehicle dealers; amending ORS 822.043.

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

4 **SECTION 1.** ORS 822.043 is amended to read:

5 822.043. (1) As used in this section:

6 (a) "Integrator" has the meaning given that term in ORS 802.600.

7 (b) "Vehicle dealer" means a person issued a vehicle dealer certificate under ORS 822.020.

8 (2) A vehicle dealer that the Department of Transportation has designated to act as an agent  
9 of the department under ORS 802.031 may elect to prepare, submit, or prepare and submit documents  
10 necessary to:

11 (a) Issue or transfer a certificate of title for a vehicle;

12 (b) Register a vehicle or transfer registration of a vehicle;

13 (c) Issue a registration plate;

14 (d) Verify and clear a title;

15 (e) Perfect, release or satisfy a lien or other security interest;

16 (f) Comply with federal security requirements; or

17 (g) Render any other services for the purpose of complying with state and federal laws related  
18 to the sale of a vehicle.

19 (3) A vehicle dealer who prepares any documents described in subsection (2) of this section:

20 (a) May charge a purchaser of a vehicle a document processing fee for the preparation of those  
21 documents.

22 (b) May not charge a purchaser of a vehicle a document processing fee for the submission of  
23 any document or the issuance of a registration plate.

24 (c) May charge a purchaser of a vehicle a document processing fee for performing any of the  
25 services described in subsection (2) of this section in connection with preparing the documents de-  
26 scribed in subsection (2) of this section.

27 **(d) May submit the documents in person at any field office of the Department of Trans-**  
28 **portation.**

29 (4) A purchaser of a vehicle may negotiate the amount of the document processing fee with a  
30 vehicle dealer, but in no case shall the document processing fee charged by a vehicle dealer under

**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 this section exceed:

2 (a) \$250, if the vehicle dealer uses an integrator; or

3 (b) \$200, if the vehicle dealer does not use an integrator.

4 (5) If a vehicle dealer charges a document processing fee under subsection (4)(a) of this section,  
5 of the amount collected \$35 shall be paid to the integrator.

6 (6) Unless otherwise provided by rule, if a vehicle dealer uses an integrator and charges a doc-  
7 ument processing fee greater than that charged for not using an integrator, the dealer must inform  
8 the purchaser of the vehicle of the option of using an integrator to prepare the documents. The  
9 purchaser may then elect whether or not to have the vehicle dealer use an integrator to prepare the  
10 documents.

11 (7) If the purchaser of a vehicle pays a document processing fee, the vehicle dealer shall prepare  
12 and submit all documents to complete the transaction as permitted by law.

13 (8)(a) A vehicle dealer who collects the privilege tax imposed under ORS 320.405 from the pur-  
14 chaser of a taxable motor vehicle may collect the privilege tax at the same time and in the same  
15 manner as the vehicle dealer collects document processing fees under this section. The amount of  
16 the privilege tax shall be in addition to and not in lieu of document processing fees collected under  
17 this section.

18 (b) A vehicle dealer may exclude the amount of the privilege tax from the capitalized cost and  
19 offering price of a taxable motor vehicle as those terms are defined by the Department of Justice  
20 by rule.

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