

HB 4009-1
(LC 258)
1/27/26 (ASD/ps)

Requested by Representative MCLAIN

**PROPOSED AMENDMENTS TO
HOUSE BILL 4009**

On page 2 of the printed bill, delete lines 23 through 45 and delete pages 3 and 4.

On page 5, delete lines 1 through 30 and insert:

“SECTION 2. ORS 319.883, as amended by sections 30 and 32, chapter 1, Oregon Laws 2025 (special session), and section 1 of this 2026 Act, is amended to read:

“319.883. As used in ORS 319.883 to 319.946:

“(1)(a) **‘Delivery vehicle’ means a motor vehicle that:**

“(A) Has a gross vehicle weight rating greater than 8,000 pounds and not more than 26,000 pounds;

“(B) Is operated by a person required to be licensed under ORS 825.100;

“(C) Is used for the delivery to addresses in Oregon of goods, wares, merchandise, materials, or other tangible commercial property, purchased at retail at any location or by means of any format; and

“(D) Uses any source of motive power.

“(b) ‘Delivery vehicle’ does not include a motor vehicle that is used exclusively to deliver medical goods or supplies.

“(2) ‘Electric vehicle’ means a motor vehicle that uses electricity as its only source of motive power.

“[(1)] (3) ‘Fuel taxes’ means motor vehicle fuel taxes imposed under ORS

1 319.010 to 319.420 and taxes imposed on the use of fuel in a motor vehicle
2 under ORS 319.510 to 319.880.

3 “[2)] (4) ‘Highway’ has the meaning given that term in ORS 801.305.

4 “(5)(a) **‘Hybrid electric vehicle’ means a motor vehicle that:**

5 **“(A) Is powered by an internal combustion engine in combination**
6 **with one or more electric motors that use energy stored in batteries;**
7 **and**

8 **“(B) Is not recharged from an external electric power source.**

9 **“(b) The Department of Transportation may adopt rules that clarify**
10 **the definition in paragraph (a) of this subsection to account for**
11 **changes in the technology or nomenclature of hybrid electric vehicles.**

12 “[3)] (6) ‘Lessee’ means a person that leases a motor vehicle that is re-
13 quired to be registered in Oregon.

14 “[4)(a)] (7)(a) ‘Motor vehicle’ has the meaning given that term in ORS
15 801.360.

16 “(b) ‘Motor vehicle’ does not mean a motor vehicle designed to travel with
17 fewer than four wheels in contact with the ground.

18 **“(8) ‘Motor vehicle rental company’ means a person whose primary**
19 **business is renting motor vehicles to consumers under rental agree-**
20 **ments for terms of 90 days or less.**

21 **“(9)(a) ‘Plug-in hybrid electric vehicle’ means a motor vehicle that:**

22 **“(A) Is powered by an electric motor that uses batteries as well as**
23 **motor vehicle fuel, as defined in ORS 319.010, to power an internal**
24 **combustion engine or other source of propulsion;**

25 **“(B) Is equipped with an onboard charger; and**

26 **“(C) Is rechargeable from a connection to an external electric power**
27 **source.**

28 **“(b) The Department of Transportation may adopt rules that clarify**
29 **the definition in paragraph (a) of this subsection to account for**
30 **changes in the technology or nomenclature of plug-in hybrid electric**

1 **vehicles.**

2 “[5] (10) ‘Registered owner’ means a person, other than a vehicle dealer
3 that holds a certificate issued under ORS 822.020, that is required to register
4 a motor vehicle in Oregon.

5 “[6] (11) ‘Subject vehicle’ means a motor vehicle that: *[is the subject*
6 *of an application approved pursuant to ORS 319.890.]*

7 **“(a) Is or will be classified as a passenger vehicle by the Department**
8 **of Transportation and that is:**

9 **“(A) For reporting periods beginning on or after July 1, 2027, an**
10 **electric vehicle that is not a new electric vehicle;**

11 **“(B) For reporting periods beginning on or after January 1, 2028:**

12 **“(i) A motor vehicle described in subparagraph (A) of this para-**
13 **graph; or**

14 **“(ii) A new electric vehicle;**

15 **“(C) For reporting periods beginning on or after July 1, 2028:**

16 **“(i) A motor vehicle described in subparagraph (A) or (B) of this**
17 **paragraph; or**

18 **“(ii) A hybrid electric vehicle or a plug-in hybrid electric vehicle;**

19 **or**

20 **“(D) For reporting periods beginning before July 1, 2031:**

21 **“(i) A motor vehicle described in subparagraph (A), (B) or (C) of**
22 **this paragraph; or**

23 **“(ii) The subject of an application approved pursuant to ORS**
24 **319.890; or**

25 **“(b) For reporting periods beginning on or after July 1, 2027, is a**
26 **delivery vehicle.**

27 **“(12) ‘Taxpayer’ means:**

28 **“(a) The registered owner of a subject vehicle;**

29 **“(b) The lessee of a subject vehicle; or**

30 **“(c) The owner or operator of a delivery vehicle.**

1 “[7] (13) ‘Vehicle dealer’ means a person engaged in business in this
2 state that is required to obtain a vehicle dealer certificate under ORS
3 822.005.

4 **“SECTION 3. The amendments to ORS 319.883 by section 2 of this**
5 **2026 Act become operative on July 1, 2027.**

6 **“SECTION 4.** ORS 319.883, as amended by sections 30 and 32, chapter 1,
7 Oregon Laws 2025 (special session), and sections 1 and 2 of this 2026 Act, is
8 amended to read:

9 “319.883. As used in ORS 319.883 to 319.946:

10 “(1)(a) ‘Delivery vehicle’ means a motor vehicle that:

11 “(A) Has a gross vehicle weight rating greater than 8,000 pounds and not
12 more than 26,000 pounds;

13 “(B) Is operated by a person required to be licensed under ORS 825.100;

14 “(C) Is used for the delivery to addresses in Oregon of goods, wares,
15 merchandise, materials, or other tangible commercial property, purchased at
16 retail at any location or by means of any format; and

17 “(D) Uses any source of motive power.

18 “(b) ‘Delivery vehicle’ does not include a motor vehicle that is used ex-
19 clusively to deliver medical goods or supplies.

20 “(2) ‘Electric vehicle’ means a motor vehicle that uses electricity as its
21 only source of motive power.

22 “(3) ‘Fuel taxes’ means motor vehicle fuel taxes imposed under ORS
23 319.010 to 319.420 and taxes imposed on the use of fuel in a motor vehicle
24 under ORS 319.510 to 319.880.

25 “(4) ‘Highway’ has the meaning given that term in ORS 801.305.

26 “(5)(a) ‘Hybrid electric vehicle’ means a motor vehicle that:

27 “(A) Is powered by an internal combustion engine in combination with
28 one or more electric motors that use energy stored in batteries; and

29 “(B) Is not recharged from an external electric power source.

30 “(b) The Department of Transportation may adopt rules that clarify the

1 definition in paragraph (a) of this subsection to account for changes in the
2 technology or nomenclature of hybrid electric vehicles.

3 “(6) ‘Lessee’ means a person that leases a motor vehicle that is required
4 to be registered in Oregon.

5 “(7)(a) ‘Motor vehicle’ has the meaning given that term in ORS 801.360.

6 “(b) ‘Motor vehicle’ does not mean a motor vehicle designed to travel with
7 fewer than four wheels in contact with the ground.

8 “(8) ‘Motor vehicle rental company’ means a person whose primary busi-
9 ness is renting motor vehicles to consumers under rental agreements for
10 terms of 90 days or less.

11 “(9)(a) ‘Plug-in hybrid electric vehicle’ means a motor vehicle that:

12 “(A) Is powered by an electric motor that uses batteries as well as motor
13 vehicle fuel, as defined in ORS 319.010, to power an internal combustion en-
14 gine or other source of propulsion;

15 “(B) Is equipped with an onboard charger; and

16 “(C) Is rechargeable from a connection to an external electric power
17 source.

18 “(b) The Department of Transportation may adopt rules that clarify the
19 definition in paragraph (a) of this subsection to account for changes in the
20 technology or nomenclature of plug-in hybrid electric vehicles.

21 “(10) ‘Registered owner’ means a person, other than a vehicle dealer that
22 holds a certificate issued under ORS 822.020, that is required to register a
23 motor vehicle in Oregon.

24 “(11) ‘Subject vehicle’ means a motor vehicle that:

25 “(a) Is or will be classified as a passenger vehicle by the Department of
26 Transportation and that is:

27 “(A) *[For reporting periods beginning on or after July 1, 2027,]* An electric
28 vehicle *[that is not a new electric vehicle]; or*

29 “[*(B) For reporting periods beginning on or after January 1, 2028:*]

30 “[*(i) A motor vehicle described in subparagraph (A) of this paragraph; or*]

1 “[(ii) *A new electric vehicle;*]

2 “[(C) *For reporting periods beginning on or after July 1, 2028;*]

3 “[(i) *A motor vehicle described in subparagraph (A) or (B) of this para-*
4 *graph; or*]

5 “[(ii)] **(B)** *A hybrid electric vehicle or a plug-in hybrid electric vehicle;*
6 *or*

7 “[(D) *For reporting periods beginning before July 1, 2031;*]

8 “[(i) *A motor vehicle described in subparagraph (A), (B) or (C) of this*
9 *paragraph; or*]

10 “[(ii) *The subject of an application approved pursuant to ORS 319.890; or*]

11 “(b) [*For reporting periods beginning on or after July 1, 2027,*] *Is a delivery*
12 *vehicle.*

13 “(12) ‘Taxpayer’ means:

14 “(a) The registered owner of a subject vehicle;

15 “(b) The lessee of a subject vehicle; or

16 “(c) The owner or operator of a delivery vehicle.

17 “(13) ‘Vehicle dealer’ means a person engaged in business in this state
18 that is required to obtain a vehicle dealer certificate under ORS 822.005.”.

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