Chapter 805

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Special Registration Provisions

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PARTICULAR VEHICLES

805.010 Antique vehicles; limitations on use. (1) A motor vehicle that is an antique vehicle may be registered for a permanent registration period as described under ORS 803.400 by doing the following:

(a) Making application for permanent registration of the vehicle in the manner provided for application for registration of vehicles.

(b) Paying the fee for permanent registration of antique vehicles under ORS 803.420.

(2) Once a vehicle is permanently registered as an antique vehicle under this section, the vehicle is subject to the limitations on use of the vehicle under ORS 805.030. [1983 c.338 §238]

805.020 Special interest vehicles; limitations on use. (1) A motor vehicle that is a vehicle of special interest may be registered for a permanent registration period as described under ORS 803.400 by doing the following:

(a) Making application for permanent registration of the vehicle in the manner provided for application for registration of vehicles.

(b) Paying the fee for permanent registration of vehicles of special interest established under ORS 803.420.

(2) Once a vehicle is permanently registered as a vehicle of special interest under this section, the vehicle is subject to the limitations on use of the vehicle under ORS 805.030. [1983 c.338 §239]

805.030 Violation of registration limits on antique or special interest vehicle; penalty. (1) A person commits the offense of violation of registration limits on antique vehicle or vehicle of special interest if a vehicle is permanently registered under ORS 805.010 or 805.020 and the person uses the vehicle:

(a) Other than for exhibitions, parades, club activities and similar uses; or

(b) Primarily for the transportation of persons or property.

(2) The offense described in this section, violation of registration limits on antique vehicle or vehicle of special interest, is a Class D traffic infraction. [1983 c.338 §240]

805.040 Government-owned vehicles; special registration. Except as otherwise provided by this section, ORS 805.045 and 805.060, vehicles that are owned and operated by this state, cities, counties or other political subdivisions of this state or by the government of a federally recognized Indian tribe in this state are subject to the same requirements and provisions for registration as are other vehicles. For purposes of this section, a vehicle that is operated under a lease or lease-purchase agreement by any of the governments specified in this section is a government-owned vehicle. The following requirements and provisions apply to government-owned vehicles that are issued special registration plates:

(1) The registration period for vehicles subject to this section shall be an ownership registration period as described under ORS 803.400.

(2) The fee for registration of the vehicles shall be the fee for registration of government-owned vehicles established under ORS 803.420, and no other registration fee shall be required.

(3) Special registration plates described under ORS 805.200 shall be issued by the division for the vehicles.

(4) All such vehicles shall display registration plates provided by the division as required for other vehicles registered in this state.

(5) Unless a vehicle registered under this section is transferred so that it is owned by the state, a city, county or other political subdivision of this state or by the government of a federally recognized Indian tribe in this state, the special registration plates issued for the vehicle shall be immediately removed from the vehicle upon transfer of the vehicle.

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

(7) Vehicles described in this section that are school buses or activity vehicles may be registered as provided in ORS 805.050 in lieu of registration under this section, if the vehicles qualify for registration under ORS 805.050.

(8) For purposes of this section, vehicles owned by the government of a federally recognized Indian tribe in this state are government-owned vehicles. [1983 c.338 §243; 1985 c.16 §91; 1985 c.148 §1; 1985 c.547 §14; 1987 c.440 §5]

805.045 Regular registration plates for certain government-owned vehicles. (1) Notwithstanding ORS 805.040, the division may issue registration plates from any regular plate series for a vehicle owned or operated by any state department or institution if approval is granted under ORS 283.390. The registration period for a vehicle described under this section shall be the same as the regular registration period for the type of vehicle registered. The fee for regis-

tration or renewal of registration of a vehicle under this section shall be the fee established under ORS 803.420 for registration or renewal of a state-owned vehicle with regular registration plates.

(2) Any vehicle registered under this section and not exempted under ORS 815.300 must meet the requirements for certification of compliance with pollution control under ORS 815.310. [1987 c.440 §2]

805.050 School buses and school activity vehicles; exceptions. (1) The division shall provide for registration of vehicles that qualify under this section in a manner that is consistent with this section. A vehicle qualifies for registration under this section if the vehicle meets the following qualifications and is not a vehicle that is described under subsection (2) of this section:

(a) The vehicle must be a motor vehicle.

(b) Except as provided under ORS 803.600, the vehicle must be used exclusively in transporting students to or from any school or authorized school activity or function, including extracurricular activities, and to or from points designated by a school.

(c) The vehicle must meet the requirements for school buses under ORS 820.100 to 820.120, or activity vehicles under ORS 820.110 and 820.120.

(d) The vehicle may be owned, operated or leased by the state, a city or county or any other political subdivision or otherwise provided to such government body for purposes described in this subsection or may be privately or otherwise owned and leased by or provided to a school for purposes described in this subsection.

(2) The following vehicles may not be registered under this section:

(a) A vehicle subject to regulation under ORS chapter 767.

(b) A vehicle regulated by a city under ORS 221.420.

(3) Except as otherwise provided by this section, vehicles registered under this section are subject to the same requirements and provisions for registration as are other vehicles. The following requirements and provisions are different from those otherwise provided for registration:

(a) The registration period for vehicles subject to this section shall be an ownership registration period as described under ORS 803.400, except that the registration continues valid if the ownership of the vehicle is transferred to another who continues to use the vehicle for purposes allowed under the registration.

(b) The fee for registration of the vehicles shall be the fee for registration of school vehicles established under ORS 803.420, and no other registration fee shall be required.

(c) Special registration plates described under ORS 805.200 shall be issued by the division for the vehicles.

(d) Unless a vehicle registered under this section is transferred so that it is owned by another who continues to use the vehicle for purposes allowed under the registration, the special registration plates issued for the vehicle shall be immediately removed from the vehicle upon transfer of the vehicle.

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

(4) The division shall suspend or revoke registration under this section and shall demand the surrender of any registration plates issued under this section if the division determines that:

(a) A vehicle registered under this section is being used for purposes other than those required for qualification for registration under this section, and a trip permit as provided under ORS 803.600 has not been obtained.

(b) The vehicle does not comply with requirements under ORS 820.100 to 820.120.

(5) A person who fails to surrender registration plates to the division when the division suspends or revokes registration under this section and demands the surrender of the registration plates is subject to the penalties under ORS 809.080, for failure to return revoked or suspended registration plates. [1985 c.547 §11; 1987 c.158 §164]

805.060 Law enforcement undercover vehicles. (1) Notwithstanding ORS 805.040, the division may issue registration plates from any regular plate series for a vehicle operated by a federal, state, county, city or Indian tribal law enforcement, parole or probation agency in discharging its undercover criminal investigation duties if such plates are requested by the agency. The registration period for a vehicle described under this section shall be the same as the regular registration period for the type of vehicle registered. The fee for registration or renewal of registration of a vehicle under this section shall be the fee established for registration or renewal of police undercover vehicles under ORS 803.420.

(2) Any vehicle registered under this section and not exempt from the requirements to comply with certificates of compliance for pollution control equipment by ORS

815.300, must be certified annually as complying with the requirements for pollution control equipment under ORS 815.310. [1983 c.338 §244; 1985 c.148 §2; 1987 c.6 §1]

805.070 [1983 c.338 §246; repealed by 1987 c.25 §6]

805.080 Campers. Except where specific provisions are made for campers, campers are subject to the same provisions of the vehicle code relating to registration, titling, transfer, sale and dealer regulation as any other vehicle. [1983 c.338 §250]

805.090 Nonfarm tractors. (1) Except where specific provisions are made for tractors described in this section, such tractors are subject to the same provisions of the vehicle code relating to registration, titling, transfer, sale and dealer regulation as a motor truck.

(2) This section applies to vehicles that would be farm tractors if used primarily in agricultural operations and that are not within:

(a) The exemptions from registration for farm tractors under ORS 803.305; or

(b) The classification of fixed load vehicle. [1983 c.338 §251; 1985 c.16 §96]

PARTICULAR PERSONS

805.100 Disabled veterans. (1) In the absence of just cause for refusal, the division shall provide for registration of any vehicle required to be registered by this state in a manner consistent with this section for persons who qualify as disabled veterans under this section. The special registration provisions under this section are subject to all of the following:

(a) Except as otherwise specifically provided under this section, the division shall register a vehicle and issue registration plates for the vehicle registered under this section without requiring the payment of any fee other than the one-time registration fee established for registration under this section by ORS 803.420.

(b) Upon registration of a vehicle under this section, the division shall issue to the applicant special registration plates described in this section for the vehicle registered.

(c) The division shall not register a vehicle under this section or issue special registration plates under this section if another vehicle owned by the applicant or a member of the applicant's household has been registered under this section and issued special registration plates under this section.

(d) The division shall not register any commercial vehicle under this section.

(2) A person is a disabled veteran who qualifies for registration of a vehicle under this section if the person:

(a) Is a disabled person whose disability results from causes connected with service in the Armed Forces of the United States; and

(b) Has been a member of and discharged or released under honorable conditions from the Armed Forces of the United States, and whose service was for not less than 90 consecutive days or who was discharged or released on account of a service-connected injury or illness prior to the completion of the minimum period of service.

(3) This section does not exempt a person registering a vehicle under this section from payment of any of the following fees:

(a) The fees required for issuance of a vehicle title under ORS 803.090.

(b) The plate manufacturing fee required under ORS 803.570.

(c) Any fee required for inspection of a vehicle under ORS 803.215.

(d) Any fees required upon transfer of a vehicle under ORS 803.090.

(e) Any fee for replacement of a registration plate under ORS 803.575.

(4) Registration issued under this section is valid as provided in ORS 803.415. The registration period for vehicles registered under this section exempts the registration from any requirement to be renewed or to make payment of renewal fees. However, if any owner would be required to comply with ORS 815.310 upon issuance or renewal of regular registration for the vehicle, the owner must comply with ORS 815.310 in the same manner as for other vehicles or the division may suspend the registration of the vehicle and require the return of the registration plates until the owner submits proof of compliance.

(5) The division shall issue registration plates that comply with ORS 805.200 for vehicles registered under this section. Registration plates issued under this section are subject to the following:

(a) The plates may not be transferred from the person to whom the plates are issued to any other person except another person who qualifies under this section.

(b) When ownership of the vehicle changes, the registration plates shall not remain with the vehicle as required by ORS 803.530, but may be transferred under ORS 803.530 by the person to whom the plates were issued to any qualifying vehicle owned by the person without payment of the fee for transfer of plates under ORS 803.575. If the holder of the registration plates does not

transfer the plates to another vehicle upon change of ownership, the plates must be surrendered to the division.

(c) The division shall assign the registration plates to a specific vehicle in lieu of other registration plates for the vehicle and the plates may not be transferred from vehicle to vehicle except as provided for the transfer of registration plates under ORS 803.530. The holder of the plates may transfer the plates to other qualifying vehicles owned by the person without payment of the registration plate transfer fee under ORS 803.575.

(d) Registration stickers of a type described under ORS 803.555 shall not be required for the registration plate to be valid.

(6) If special registration is issued under this section, the division shall note on the registration records and on the registration card issued for the vehicle that renewal stickers are not required for the registration to remain valid.

(7) The division may suspend or revoke any registration and registration plates issued under this section if the division determines that registration plates issued under this section are being used for purposes not permitted under this section. Upon revocation or suspension under this subsection, a person to whom such registration plates are issued shall surrender the plates to the division. A person who fails to surrender registration plates to the division when required under this section is subject to the penalties for failure to return suspended or revoked registration plates under the vehicle code. [1983 c.338 §247; 1985 c.16 §92]

805.110 Former prisoners of war. (1) In the absence of just cause for refusal, the division shall provide for registration of any motor vehicle required to be registered by this state in a manner consistent with this section for persons who qualify as former prisoners of war under this section. The special registration provisions under this section are subject to all of the following:

(a) Except as otherwise specifically provided under this section, the division shall issue or renew registration and registration plates for motor vehicles registered under this section upon payment of the regular registration fee for the vehicle and shall not require the payment of any fee under ORS 803.570 or 805.250 for issuance of the registration plates.

(b) Upon registration of a motor vehicle under this section, the division shall issue to the applicant special registration plates described in this section for the vehicle registered.

(c) The division shall not register a motor vehicle under this section or issue special registration plates under this section if another vehicle owned by the applicant or a member of the applicant's household has been registered under this section and issued special registration plates under this section.

(d) The division shall not register any commercial vehicle under this section or any motor vehicle with a loaded weight in excess of 8,000 pounds.

(2) A person is a former prisoner of war who qualifies for registration of a vehicle under this section if the person, while serving in the active military, naval or air service of the United States or any of its Allies, was forcibly detained or interned in line of duty:

(a) By an enemy government or its agents, or a hostile force, during a period of war; or

(b) By a foreign government or its agents, or a hostile force during a period other than a period of war in which such person was held under circumstances which the division finds to have been comparable to the circumstances under which persons have generally been forcibly detained or interned by enemy governments during periods of war.

(3) This section does not exempt a person registering a vehicle under this section from payment of any of the following fees:

(a) The fees required for issuance of a vehicle title under ORS 803.090.

(b) Any fee required for inspection of a vehicle under ORS 803.215.

(c) Any fees required upon transfer of a vehicle under ORS 803.090.

(d) Any fee for replacement of a registration plate under ORS 803.575.

(4) The division shall issue registration plates that comply with ORS 805.200. Registration plates issued under this section are subject to the following:

(a) The plates may not be transferred from the person to whom the plates are issued to any other person except another person who qualifies under this section.

(b) When ownership of the vehicle changes, the registration plates shall not remain with the vehicle as required by ORS 803.530, but may be transferred by the holder of the plates to any qualifying vehicle owned by the holder without payment of the fee for transfer of plates under ORS 803.575. If the holder of the registration plates does not transfer the plates to another vehicle upon change of ownership, the plates must be surrendered to the division.

(c) The division shall assign the registration plates to a specific vehicle in lieu of other registration plates for the vehicle and the plates may not be transferred from vehicle to vehicle except as provided for the transfer of registration plates under ORS 803.530. The holder of the plates may transfer the plates to other qualifying vehicles owned by the person without payment of the registration plate transfer fee under ORS 803.575.

(5) The surviving spouse of a former prisoner of war who was issued plates under this section may retain the plates upon the death of the former prisoner of war until the death or remarriage of the surviving spouse. Plates retained by the surviving spouse shall be subject to the provisions of this section regarding fees and transfer of plates.

(6) The division may suspend or revoke any registration and registration plates issued under this section if the division determines that registration plates issued under this section are being used for purposes not permitted under this section. Upon revocation or suspension under this subsection, a person to whom such registration plates are issued shall surrender the plates to the division. Failure to surrender registration plates to the division when required under this section is subject to the penalties for failure to return suspended or revoked registration plates under the vehicle code. [1985 c.16 §94; 1987 c.750 §10; 1989 c.742 §1]

Note: Section 2, chapter 742, Oregon Laws 1989, provides:

Sec. 2. The division shall issue former prisoner of war plates to a surviving spouse of a former prisoner of war if the surviving spouse has not remarried and prior to the effective date of this Act [July 20, 1989], the surviving spouse surrendered former prisoner of war plates to the division in accordance with the provisions of ORS 805.110 in effect at the time of the surrender. Plates issued under this section shall be subject to the provisions of ORS 805.110 regarding fees and transfer of plates. [1989 c.742 §2]

805.115 Active members of the Oregon National Guard. (1) In the absence of just cause for refusal, the division shall provide for registration in a manner consistent with this section for persons who qualify under this section as active members of the Oregon National Guard. The special registration provisions under this section are subject to all of the following:

(a) Except as otherwise specifically provided under this section, the division shall issue or renew registration and registration plates for motor vehicles registered under this section upon payment of the regular registration fee for the vehicle.

(b) Upon registration of a motor vehicle under this section, the division shall issue to the applicant special registration plates described in this section for the vehicle registered.

(c) Any motor vehicle registered under ORS 803.420 (1) and (16)(c) may be registered under this section.

(2) A person is eligible for a plate issued under this section if the person is issued a certificate by the Oregon Military Department certifying that the person is an active member of the Oregon National Guard.

(3) The division shall require a current certificate of eligibility in order to issue renewal of registration of a vehicle issued plates under this section. If the person does not present a current certificate, the division shall refuse to renew the registration unless the person returns the special plates.

(4) The division shall issue registration plates that comply with ORS 805.200. Registration plates issued under this section are subject to the following:

(a) The plates may not be transferred from the person to whom the plates are issued to any other person.

(b) When ownership of the vehicle changes, the registration plates shall not remain with the vehicle as required by ORS 803.530, but may be transferred by the holder of the plates to any qualifying vehicle owned by the holder upon payment of the fee for transfer of plates under ORS 803.575.

(c) The division shall assign the registration plates to a specific vehicle in lieu of other registration plates for the vehicle, and the plates may not be transferred from vehicle to vehicle except as provided for the transfer of registration plates under ORS 803.530.

(5) The division may suspend or revoke any registration and registration plates issued under this section if the division determines that registration plates issued under this section are being used for purposes not permitted under this section or by persons not eligible under this section. Upon revocation or suspension under this subsection, a person to whom such registration plates are issued shall surrender the plates to the division. A person failing to surrender registration plates to the division when required under this section is subject to the penalties for failure to return suspended or revoked registration plates under the vehicle code. [1991 c.383 §2]

FLEETS

805.120 Effect of fleet registration; requirements; rules. (1) The owner of a fleet of vehicles may register the vehicles under this section as a fleet in lieu of registering the vehicles individually.

(2) Except as otherwise provided under this section, vehicles registered in a fleet under this section are subject to the same taxes, fees, qualifications, provisions, conditions, prohibitions and penalties applicable to similar vehicles otherwise registered under the vehicle code.

(3) The following apply to fleets registered under this section:

(a) The registered owner of the fleet must maintain the number of vehicles registered in the fleet that the division determines by rule to be required for participation in the fleet registration program.

(b) Fleet registration or renewal of fleet registration under this section may be annual or biennial registration as determined by the division by rule.

(c) The registration of individual vehicles in a fleet registered under this section does not expire as long as the fleet registration is valid.

(d) The division shall assign identification to the fleet and, upon payment of appropriate fees, shall issue to the registered owner of the fleet permanent fleet tags, stickers, plates or other identification the division determines appropriate for the vehicles that the owner and the division have agreed to place in the fleet. The division may establish the use of any appropriate form of identification under this paragraph as the division determines convenient for its own operation.

(e) The tags, stickers, plates or other appropriate identification issued under this section shall be displayed on any vehicle to which it has been assigned by the division.

(f) Registration cards issued by the division for vehicles registered under this section are only required to individually describe the vehicles in the fleet to the extent the division determines necessary and to identify the fleet in which the vehicles are registered.

(g) Application for registration under this section shall be in the manner determined by the division by rule.

(h) The fleet owner shall maintain records and provide information to the division as required by the division by rule and shall allow the division to audit the records of the owner and conduct inspections at any reasonable time to determine compliance with requirements for fleet registration.

(i) Vehicles shall be added to the fleet and transferred from the fleet according to procedures established by the division by rule.

(j) The vehicles in the fleet shall be marked in compliance with any requirement for vehicle markings the division determines necessary for identification of fleet vehicles.

(k) The division may adjust fee payments and registration periods for individual vehicles added to a fleet registered under this section as the division determines necessary for administration of the fleet registration.

(L) The fees for a fleet registered under this section are the same as the fees required if the vehicles in the fleet are individually registered under the vehicle code.

(m) The division may charge a service charge for each vehicle entered into a fleet and a fleet vehicle renewal charge for each vehicle in the fleet at the time of renewal. Fees described in this paragraph are established under ORS 803.420.

(n) The division may schedule the time for payment of fleet registration fees in any manner convenient to the division or the fleet owner.

(o) The fleet owner shall comply with any rules the division establishes for the registration of vehicles in fleets under this section.

(p) The division shall cancel any registration under this section if the division determines that the owner of the vehicles registered is not complying with any requirements for fleet registration established under this section or by the division.

(q) A fleet owner may certify compliance with pollution control requirements under ORS 815.310 in the manner provided under ORS 815.310 for vehicles registered under this section.

(r) The division shall establish procedures for the reporting of odometer disclosures for the vehicles in the fleet on a regular basis and for vehicles that are withdrawn from the fleet, if odometer disclosures are otherwise required. The reports shall provide any information the division determines by rule to be necessary. The division may establish any reporting time the division considers convenient, but shall attempt to establish periods with a frequency roughly equivalent to those for renewal of vehicle registration. The division shall retain the odometer information submitted under this section but need not print it on certificates of title or registration cards.

(4) A fleet owner may request that the registration of all vehicles in the fleet expire in the same month. Notwithstanding ORS 803.405 or any other provision of this section, if such a request is made the division shall:

(a) Adjust the registration expiration date of all vehicles in the fleet.

(b) When a vehicle that is already registered in this state is added to the fleet, ad-

just the registration expiration date of the vehicle to correspond to that of other vehicles in the fleet.

(c) When a vehicle that has never before been registered in this state is added to the fleet, assign a registration expiration date to the vehicle that corresponds to that of other vehicles in the fleet.

(5) When the division adjusts or assigns registration expiration dates in accordance with subsection (4) of this section, the division shall prorate all registration fees to reflect the adjustment or assignment.

(6) The division shall adopt rules necessary for the administration of this section. The rules may include any rules that increase the convenience of administration or the convenience of the registration process under this section. [1983 c.338 §249; 1985 c.16 §95; 1985 c.245 §1; 1985 c.251 §23; 1985 c.668 §8; 1991 c.459 §438i; 1991 c.873 §17]

805.130 Fleets of small trailers operated for hire. If trailers that are in a fleet of trailers are registered as described in this section, other trailers that are in the fleet may be operated for hire within this state without registration under the exemption in ORS 803.305 for trailers that are part of a fleet registered under this section. All of the following apply to registration of trailers under this section:

(1) To qualify for registration under this section a trailer must meet all of the following requirements:

(a) The trailer must be part of a fleet of two or more trailers that are for hire that are operated in this state and other jurisdictions.

(b) The trailer must be equipped with pneumatic tires made of an elastic material.

(c) The fleet of which the trailer is a part must be operated by an individual, association or group of owners.

(d) The fleet of which the trailer is part must all be easily and clearly identified as being operated by the individual, association or group.

(e) None of the trailers in the fleet may be operated on the highways of this state with a loaded weight of more than 8,000 pounds whether or not a particular trailer of the fleet is registered under this section.

(f) A number of trailers from the fleet equal to the average number of trailers operated in and through Oregon during the preceding registration year must be registered with the division under this section.

(2) To qualify for registration of trailers under this section, an owner or authorized representative of the fleet must file with the division, in certified form, verifiable data as to the average number of such trailers operating in and through the State of Oregon.

(3) Trailers that are registered in this state as part of a fleet under this section may be registered either for the annual registration period for trailers for hire by paying the fee established for such registration under ORS 803.420 or a special five-year registration period as described under ORS 803.400 by paying the fees for such registration under ORS 803.420.

(4) Any owner whose application for registration under this section has been accepted by the division:

(a) Shall preserve the records on which the application is based for a period of four years following the year or period upon which the application is based; and

(b) Upon request of the division, shall make such records available to the division at its office for audit as to accuracy of number of vehicles, computations and payments or shall pay the reasonable costs of an audit at the home office of the owner by a duly appointed representative of the division.

(5) If the division determines that the applicant under this section should have registered more trailers in this state under the provisions of this section, the division may deny any further benefits to the fleet until the additional trailers have been registered.

(6) The division may make arrangements with agencies of this state or other jurisdictions administering motor vehicle registration laws for joint audits of any owner having trailers registered under this section. [1983 c.338 §248; 1985 c.401 §7]

805.140 [1983 c.338 §252; 1985 c.16 §97; 1985 c.668 §9; 1989 c.109 §4; 1989 c.171 §87; repealed by 1989 c.43 §37]

805.150 [1983 c.338 §253; 1985 c.16 §98; 1985 c.668 §10; 1989 c.109 §1; repealed by 1989 c.43 §37]

SPECIAL PLATES

805.200 Plates and identification devices with special designs; fees. This section describes certain identification devices, registration plates and other plates used as registration plates that have special designs. The fees for plates described in this section are provided under ORS 805.250. The following devices and plates shall have the design described:

(1) Government-owned vehicle registration plates issued for vehicles registered under ORS 805.040 shall contain a distinctive symbol indicating that the vehicle is government-owned and operated.

(2) The division is authorized to procure and furnish registration plates of a special design to be used in connection with regis-

tration issued for farm vehicles under ORS 805.300.

(3) Disabled veteran plates issued for vehicles registered under ORS 805.100 shall have a distinctive number or other distinctive means of identification determined by the division.

(4) Amateur radio operator registration plates issued to persons under ORS 805.230 shall have on the plate the official amateur radio call letters of the person to whom such plates are issued.

(5) Former prisoners of war plates issued under ORS 805.110 shall be of a distinctive design. In addition to any other design, numbering or lettering determined by the division to be appropriate, a registration plate issued under ORS 805.110 shall carry the inscription "EX POW."

(6) Elected official registration plates issued under ORS 805.220 shall be of a distinctive design.

(7) Customized registration plates issued under ORS 805.240 shall comply with ORS 803.535 and with rules adopted by the division.

(8) Special interest registration plates approved under ORS 805.210 shall be the plates submitted by the applicant.

(9) Dealer plates issued under ORS 822.020 and 822.040 shall each have a number corresponding to the dealer number of the dealer to whom the plates are issued together with such other distinguishing marks as the division deems necessary.

(10) Special vehicle transporter plates issued under ORS 822.310 shall bear the holder's certificate number and other designation or mark necessary to distinguish one plate or device from another or otherwise deemed necessary by the division.

(11) Towing business registration plates and registration stickers issued under ORS 822.210 shall be appropriately distinctive as determined by the division by rule.

(12) Identification devices issued under ORS 805.400 for proportionally registered farm vehicles may be appropriately distinctive as determined by the division by rule.

(13) Identification devices issued under ORS 822.217 for proportionally registered tow vehicles may be appropriately distinctive as determined by the division by rule.

(14) School vehicle plates issued under ORS 805.050 shall be appropriately distinctive as determined by the division by rule and shall indicate that the vehicles are school buses.

(15) Oregon National Guard registration plates issued under ORS 805.115 shall be of the same design as the current issue of registration plates except that the Oregon National Guard plates shall have a configuration that includes the letters "NG" followed by numbers.

(16) Instructor plates issued under ORS 821.125 shall each have a number corresponding to the number issued by the division to the instructor to whom the plates are issued, together with such other distinguishing marks as the division deems necessary. If plates are issued to a person to whom the division has not issued an instructor number, the division shall assign a distinctive number to the plates. [1983 c.338 §263; 1985 c.16 §103; 1985 c.547 §15; 1985 c.668 §14; 1987 c.25 §4; 1989 c.43 §31; 1991 c.284 §21; 1991 c.383 §3; 1991 c.481 §3]

805.210 Special interest vehicle plates. (1) The owner of a vehicle of special interest that is a motor vehicle may apply to the division for permission to use special interest registration plates. To receive permission to use special interest registration plates the person must:

(a) Maintain the vehicle of special interest as a collectors' item and use the vehicle only for exhibitions, parades, club activities and similar uses but not use the vehicle primarily for the transportation of persons or property;

(b) Supply the special interest registration plates which the person desires to use; and

(c) Include the plates with the application for permission to use them.

(2) The division, prior to approval of an application under this section, shall determine that the special interest registration plates meet the following requirements:

(a) The plates shall be issued by the State of Oregon for use on motor vehicles in this state.

(b) The numbers and characters on the plate shall be distinctive.

(c) The plates shall be legible, durable and otherwise of a size, shape, color and design that will serve the purposes of safety and identification.

(d) If the plates are from a series of plates in current use, the plates shall be from the same year or period of issue in which the vehicle was manufactured.

(3) If the special interest registration plate offered for approval was issued in a year in which single registration plates only were required, the division shall grant permission for use of that registration plate alone if it is otherwise acceptable.

(4) If the special interest registration plates offered for approval are from a series of plates in current use, as described in par-

agraph (d) of subsection (2) of this section, the division shall affix a sticker identifying the vehicle as a registered special interest vehicle to each plate at the time of approval. Stickers shall be of a size, color and design determined by the division and shall be displayed on plates in the manner determined by the division.

(5) The division may approve plates issued by the state that have been restored to their original color and design provided that if the plate was reflectorized when originally issued, it must be fully reflectorized when restored. [1983 c.338 §264; 1985 c.570 §1; 1991 c.896 §1]

805.220 Elected official plates; qualifications; fees; rules. (1) Upon application by an elected official who qualifies under this section, the division shall issue registration plates described under this section to the official for use on the motor vehicle of the person. Registration plates issued under this section may be displayed on the vehicle of the person in lieu of regular registration plates issued under the vehicle code.

(2) The following apply to registration plates issued under this section:

(a) The plates shall comply with ORS 805.200.

(b) The plates shall be assigned to a specific vehicle.

(c) The plates shall be issued in addition to regular registration plates issued for a vehicle at the option of the applicant.

(d) The plates shall not be transferable from vehicle to vehicle except as provided by the division by rule.

(e) The plates shall be valid for the term of office of the qualifying official. If the person is elected to a subsequent term of office, the division may provide for validation of the plate for the subsequent term by means of a sticker or by any other means the division determines convenient.

(f) The person to whom the plates are issued may retain the plates after the person's term of office, but the plates shall not be valid if displayed on any vehicle while the person is not holding the office for which the plates were issued.

(3) In addition to any vehicle registration fees and registration plate issuance fees the division collects for registration of a vehicle, the division shall collect the fee established under ORS 805.250 for issuance of registration plates under this section.

(4) Only the following elected officials qualify for issuance of registration plates under this section:

(a) The Secretary of State.

(b) The State Treasurer.

(c) Members of the Oregon Legislative Assembly.

(d) Members of the Oregon Congressional Delegation.

(5) Nothing in this section applies to or affects the authority of the division to issue distinctive registration plates on vehicles owned by this state that are provided for use of the Governor.

(6) The division shall adopt rules necessary to carry out the purposes of this section. [1985 c.16 §105]

805.230 Amateur radio operator plates. (1) Motor vehicle owners who are residents of this state may obtain from the division special registration plates of a design described under ORS 805.200 for use on the vehicle in lieu of the regularly issued registration plates for the vehicle. To obtain special registration plates described under this section, a person must make application to the division and submit all of the following to the division:

(a) Proof that the person holds a valid, unrevoked and unexpired official amateur radio station license issued by the Federal Communication Commission.

(b) The fee established under ORS 805.250 for issuance of the special registration plates.

(2) Upon the revocation or expiration of the radio license, the person must return the special plates issued under this section to the division and receive in lieu thereof regular registration plates. [1983 c.338 §265; 1985 c.16 §106]

805.240 Customized plates. The division is authorized to issue customized registration plates upon the request of vehicle owners. Such registration plates shall meet the requirements for registration plates described in ORS 803.535. The design of the plates shall also comply with ORS 805.200. The fee for issuance of the customized plates is as provided under ORS 805.250. [1983 c.338 §266]

805.250 Fees for special plates. This section establishes fees for issuance of special registration plates described under ORS 805.200. If a fee for plates described in ORS 805.200 is not established in this section, the fee is the same fee as established under ORS 803.570. Where a fee is established under this section, the fee is in addition to the fee established under ORS 803.570 unless otherwise provided in the following:

(1) Amateur radio operator registration plates issued under ORS 805.230, $5.

(2) Customized registration plates issued under ORS 805.240, $25 annual fee.

(3) Special interest registration plates approved under ORS 805.210 are approved without cost except as provided in this sub-

section, including without payment of the fee established under ORS 803.570. If identifying stickers are required, $1 per sticker or pair of stickers.

(4) Former prisoner of war registration plates issued under ORS 805.110 shall be issued without payment of any fee for issuance of the registration plates, including without the payment of the fee under ORS 803.570.

(5) Disabled veteran registration plates issued under ORS 805.100 shall be issued without payment of any fee other than a one-time registration fee under ORS 803.420. This subsection does not exempt a person registering a vehicle under ORS 805.100 from payment of the plate manufacturing fee required under ORS 803.570.

(6) Elected official registration plates issued under ORS 805.220, $25 annual fee.

(7) Dealer plates issued under ORS 822.020 and 822.040 are as follows:

(a) For the original dealer plate, no fee except the fee established under ORS 803.570.

(b) For replacement or additional dealer plates, $10 for each plate except that persons dealing exclusively in motorcycles, mopeds, Class I all-terrain vehicles or snowmobiles or any combination of those vehicles shall pay only $3 for each replacement or additional plate.

(8) Special vehicle transporter plates or devices issued under ORS 822.310, $5 for each plate or device.

(9) Instructor plates issued under ORS 821.125, $10 for each plate. [1983 c.338 §270; 1985 c.16 §109; 1985 c.174 §7; 1985 c.400 §3; 1985 c.570 §2; 1985 c.668 §15; 1987 c.25 §5; 1987 c.261 §2; 1989 c.43 §32; 1991 c.481 §4]

FARM VEHICLES

805.300 Farm vehicle registration; general provisions. Any farmer who is the owner of a motor vehicle may apply to the division for and, upon payment of appropriate fees, may receive farm vehicle registration described in this section to operate the vehicle. Farm vehicle registration is subject to the following as described:

(1) Application is as provided under ORS 805.320.

(2) Qualification is as provided under ORS 805.310.

(3) The fees are as provided under ORS 803.420.

(4) The registration period is as provided under ORS 803.415.

(5) The procedure for renewal is as provided under ORS 805.330.

(6) Once registered under a farm vehicle registration, a vehicle may be used only for purposes described under ORS 805.390. Violation of limits imposed on use is punishable as provided under ORS 805.350.

(7) Vehicles are exempt from or subject to regulation under ORS chapter 767 as provided in ORS 767.030.

(8) Special plates may be issued for the vehicle as described under ORS 805.200.

(9) Transfer is subject to ORS 805.340.

(10) The registration may be canceled as provided under ORS 805.380. [1983 c.338 §766; 1985 c.16 §366; 1989 c.723 §15]

805.310 Qualifications. To qualify for issuance of registration described under ORS 805.300 a person must be engaged, either as owner or renter, in operating one or more farms, orchards or ranches actually producing agricultural products or raising livestock in sufficient quantities to reasonably require the use of the motor vehicle or vehicles for which the farm vehicle license is sought. Cooperative corporations or associations organized under the provisions of ORS chapter 62 or corporations or subsidiaries of corporations do not qualify for the issuance of licenses described under ORS 805.300 if owned by more than 100 shareholders. As used in this section, "shareholder" and "share" have the same meaning given those terms in ORS 60.001. [1983 c.338 §769; 1985 c.16 §368; 1987 c.94 §109]

805.320 Application. Application for issuance of registration described under ORS 805.300 shall be made upon forms prepared by the division and certified to by the applicant and shall include all of the following:

(1) The name, residence, specific location and post-office address of the applicant.

(2) The specific location and number of acres as shown on the latest county real property tax statements in the one or more farms, orchards or ranches upon which the motor vehicle sought to be registered is to be used.

(3) The type of agricultural commodities, agricultural products or livestock produced and amounts produced annually on the one or more farms, orchards or ranches upon which the motor vehicle sought to be registered is to be used.

(4) The number of trucks used on the one or more farms, orchards or ranches upon which the motor vehicle sought to be registered is to be used and the combined weight of the motor vehicle sought to be registered.

(5) A statement that the motor vehicle:

(a) Will be used for one or more of the purposes specified under ORS 805.390.

(b) Will not be used, at any time while registered under ORS 805.300, for any other purpose or for the transportation of any

other commodities or products for hire except as provided under ORS 767.030.

(c) Is needed in the operation of the one or more farms, orchards or ranches upon which the motor vehicle sought to be registered is to be used.

(6) Any other information required by the division.

(7) Additional information required by law or by the division in making an application for regular registration for the motor vehicle.

(8) The application shall contain or be verified by a written declaration that it is made under penalties for false certification. Violation of this subsection is subject to penalties under ORS 805.370. [1983 c.338 §770; 1985 c.16 §369; 1989 c.723 §16; 1991 c.284 §22]

805.330 Renewal application; contents; penalty. (1) Application for renewal of registration described under ORS 805.300 shall consist of a certified statement that the use of the vehicle complies with the requirements and restrictions of vehicles registered under ORS 805.300.

(2) False certification under this section is subject to penalty under ORS 805.370. [1983 c.338 §771; 1985 c.16 §370]

805.340 Effect of sale of vehicle; transfer of plates. Upon sale of a vehicle registered under ORS 805.300, the registration plates shall be deemed void and shall be removed and surrendered to the division for cancellation by the new owner as required under ORS 805.360. However, if the new owner makes application under ORS 805.300 and qualifies under ORS 805.310, the registration plates on the vehicle at the time of sale may remain on the vehicle and shall be valid for the balance of the registration period. [1983 c.338 §774; 1985 c.16 §371]

805.350 Violation of farm registration limits; penalty. (1) A person commits the offense of violation of farm registration limits if the person uses or owns and permits to be used a vehicle registered under ORS 805.300 for purposes other than purposes described under ORS 805.390.

(2) The offense described in this section, violation of farm registration limits, is a Class A misdemeanor. [1983 c.338 §775; 1985 c.16 §372]

805.360 Failure to surrender plates; penalty. (1) A person commits the offense of failure to surrender farm registration plates if the person is the new owner of a vehicle with registration under ORS 805.300, and the person does not remove from such vehicle the registration plates and surrender the plates to the division.

(2) Registration plates surrendered to the division under this section may be reissued to the person by the division as provided under ORS 805.340.

(3) The offense described in this section, failure to surrender farm registration plates, is a Class A misdemeanor. [1983 c.338 §776; 1985 c.16 §373]

805.370 False swearing; penalty. (1) A person commits the offense of false swearing on farm registration or renewal if the person knowingly certifies falsely to any information on any application for issuance or renewal of registration under ORS 805.320 or 805.330.

(2) The offense described in this section, false swearing on farm registration or renewal, is a Class A misdemeanor. [1983 c.338 §777; 1985 c.16 §374]

805.380 Division investigation; cancellation. The division shall have the authority to investigate and verify information provided in conjunction with application for registration under ORS 805.300. The division may cancel the registration of any vehicle that has registration issued under ORS 805.300 if the owner or a lessee or an employee of either is convicted of violation of ORS 805.350 to 805.370 or if the division determines that such person has violated ORS 805.350 to 805.370 whether or not the person is convicted for the violation. If registration is canceled under this section, the vehicle shall not again be eligible for registration under ORS 805.300 for a period of one year after the cancellation. [1985 c.16 §377]

805.390 Permitted uses of farm-registered vehicles. This section establishes the uses allowed for vehicles registered under ORS 805.300, and for vehicles authorized by ORS 805.400 to be registered under ORS 768.007 or 768.009. Vehicles with farm vehicle registration or farm vehicle proportional registration may only be used for purposes described in this section. Uses permitted on a farm under this section are also permitted on one or more farms, orchards or ranches of the qualifying farmer. Violation of the limits established under this section is subject to penalty under ORS 805.350. The following describes the uses permitted vehicles registered under ORS 805.300 and for vehicles authorized by ORS 805.400 to be registered under ORS 768.007 or 768.009:

(1) The vehicles may be used in transporting the farmer's own agricultural commodities, agricultural products or livestock that were originally grown or raised by the farmer on the farmer's own farm. This subsection includes products of such commodities, products or livestock that were packed, processed or manufactured on the farmer's farm but does not include products that have

been transformed into a finished state on the farm.

(2) The vehicles may be used in any transportation that is incidental to the regular operation of the farmer's farm.

(3) The vehicles may be used to transport supplies, equipment or materials to the farmer's farm that are consumed or used on the farm.

(4) The vehicles may be used in transporting forest products to the farmer's own farm or transporting for any purpose forest products originating on the farmer's farm. The only forest products included under this subsection are forest materials originating on a farm or as an incident to the regular operation of a farm.

(5) The vehicles may be used in the transportation of products, supplies, equipment or materials for another farmer who qualifies under ORS 805.310 on an exchange of labor basis if such supplies, equipment or materials are to be used or consumed on such farm or are directly related to the operation of the farm.

(6) The vehicles may be operated for the personal use of the farmer, any member of the farmer's immediate family or any person in the farmer's employ.

(7) The vehicles shall not be used to transport any of the following:

(a) Piling.

(b) Poles over 30 inches in circumference at the large end.

(c) Except as otherwise provided in this paragraph, logs over eight feet six inches in length. A vehicle may be used to transport logs over eight feet six inches but not over 16 feet 6 inches in length if the vehicle has a loaded weight of 16,000 pounds or less.

(8) The vehicles may be partially operated under a permit issued under ORS 767.030 for purposes allowed under the permit. When operated under a permit issued under ORS 767.030, the vehicles are subject to ORS chapter 767 and regulation by the Public Utility Commission as described in ORS 767.030. [1983 c.338 §767; 1985 c.16 §367; 1985 c.668 §20; 1989 c.43 §33]

805.400 Proportional registration for farm vehicles. (1) Any person who qualifies under ORS 805.310 for farm vehicle registration under ORS 805.300 may choose to register farm qualified vehicles under the proportional registration provisions of ORS 768.007 or 768.009 in lieu of registering the vehicles under the farm vehicle registration provisions of ORS 805.300. Except as otherwise provided in this section, farm vehicles registered under ORS 768.007 or 768.009 are subject to the same requirements, conditions and privileges as other vehicles registered under those sections. Farm vehicle proportional registration is subject to the following:

(a) In addition to any application for registration required by ORS 768.007 or 768.009, the applicant must submit an application to the division certified by the applicant and containing the information specified in ORS 805.320 for farm vehicle registration.

(b) In addition to any application for renewal of registration required by ORS 768.007 or 768.009, in order to renew proportional registration for a farm vehicle, the applicant must submit a certified statement to the Public Utility Commission that complies with ORS 805.330.

(c) The division shall issue appropriate identification devices for proportionally registered farm vehicles. The design for such devices shall be determined by the division by rule and the fees for such devices are as provided in ORS 803.577.

(d) An identification device for proportionally registered farm vehicles is subject to cancellation as provided in ORS 805.410.

(2) The following provisions apply to a vehicle that has been issued farm vehicle proportional registration:

(a) The vehicle may be used only for purposes described in ORS 805.390. Violation of this paragraph is punishable as provided in ORS 805.350 for violation of farm registration limits.

(b) The vehicle is exempt from or subject to regulation under ORS chapter 767 to the same extent and in the same manner as provided in ORS 767.030 for vehicles registered under ORS 805.300. [1985 c.668 §18; 1989 c.43 §34; 1991 c.284 §23; 1991 c.407 §37]

805.410 Division investigation of farm vehicle proportional registration application; cancellation. (1) The division shall have the authority to investigate and verify information provided in conjunction with application for proportional registration of a farm vehicle under ORS 805.400. The division may cancel an identification device for a proportionally registered farm vehicle if the division determines that the owner or lessee of the vehicle, or an employee of either, has:

(a) Operated the vehicle in violation of farm registration limits; or

(b) Falsely certified an application required by ORS 805.400 for registration or renewal of registration of a proportionally registered farm vehicle.

(2) If a farm vehicle proportional registration identification device is canceled under this section, the vehicle is not eligible for registration under ORS 805.300 for a pe-

riod of one year after the cancellation. [1985 c.668 §19]