

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*

A Statement of Need and Fiscal Impact accompanies this form.

Oregon Department of Transportation, Driver and Motor Vehicle Services Division		735	
Agency and Division		Administrative Rules Chapter Number	
Lauri Kunze	355 Capitol St. NE, Rm. 29, Salem OR 97301	lauri.g.kunze@odot.state.or.us	(503) 986-3171
Rules Coordinator	Address		Telephone

RULE CAPTION

Establishes Procedures and Requirements for the Issuance of Congressional Medal of Honor Registration Plates

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

May 21, 2008	1:30 pm	355 Capitol St NE, Room 122, Salem OR 97301	David Eyerly
Hearing Date	Time	Location	Hearings Officer

Auxiliary aids for persons with disabilities are available upon advance request.

RULEMAKING ACTION

ADOPT: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

AMEND: 735-046-0000, 735-046-0010 and 735-046-0050

REPEAL:

RENUMBER: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

AMEND & RENUMBER: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ORS 184.616, 184.619, 802.010, 805.103, 805.200, 805.205 and 805.220	None
Stat. Auth.	Other Authority
ORS 803.420, 803.530, 803.535, 805.103, 805.200, 805.220, 805.240, 805.242, 805.250, and Oregon Laws 1987, Chapter 25	
Stats. Implemented	

RULE SUMMARY

This rulemaking implements legislation enacted by the 2007 Legislative Assembly which directs DMV to issue custom registration plates to motor vehicle owners who are qualified Congressional Medal of Honor recipients. These rules define terms and describe the procedures and requirements for the issuance of custom, or special, registration plates—sometimes referred to as personalized license plates, add new provisions, and reorganize and clarify the definitions set out in the rule. Other changes are made for clarity and readability.

Text of proposed and recently adopted ODOT rules can be found at web site <http://www.oregon.gov/ODOT/CS/RULES/>.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

May 21, 2008

Last Day for Public Comment
Last day to submit written comments to the Rules Coordinator

Signature

Lauri Kunze

Printed name

Date

* The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00 pm on the preceding workday.

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT
A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Oregon Department of Transportation, Driver and Motor Vehicle Services Division
Agency and Division

735
Administrative Rules Chapter Number

In the Matter of the Amendment of OAR 735-046-0000, 735-046-0010 and 735-046-0050, Relating to Special Registration Plates

Rule Caption: Establishes Procedures and Requirements for the Issuance of Congressional Medal of Honor Registration Plates

Statutory Authority: ORS 184.616, 184.619, 802.010, 805.103, 805.200, 805.205 and 805.220

Other Authority: None

Statutes Implemented: ORS 803.420, 803.530, 803.535, 805.103, 805.200, 805.220, 805.240, 805.242, 805.250, and Oregon Laws 1987, Chapter 25

Need for the Rule(s): This rulemaking is needed to implement legislation enacted by the 2007 Legislative Assembly: Oregon Laws 2007, Chapter 311, codified as ORS 805.103. Oregon Laws 2007, Chapter 311, directs DMV to provide for the issuance of custom registration plates to motor vehicle owners who are qualified Congressional Medal of Honor recipients.

OAR 735-046-0000, OAR 735-046-0010 and 735-046-0050, define terms and describe the procedures and requirements for the issuance of custom, or special, registration plates—sometimes referred to as personalized license plates. The amendments to OAR 735-046-0010 and 735-046-0050 add new provisions to DMV’s custom registration plate rules to implement the requirements of Oregon Laws 2007, Chapter 311. The amendments to OAR 735-046-0000 reorganize and clarify the definitions set out in the rule. Other non-substantive changes are made for purposes of clarity and readability. DMV previously filed temporary rules to implement Oregon Laws 2007, Chapter 311, which became effective January 1, 2008.

In addition, OAR 735-046-0010 and 735-046-0050 are being amended to delete references to the issuance of Honorary Consular Corps vehicle registration plates. These amendments are necessary because the legislature has repealed the statutory authority to issue such plates. *See* Oregon Laws 1987, Chapter 25.

Documents Relied Upon and where they are available: ORS 805.103 (Oregon Laws 2007, Chapter 311). To request a copy of the document, please contact David Eyerly at 503-945-5243. Alternatively, the document is available electronically at: <http://www.leg.state.or.us>

Fiscal and Economic Impact, including Statement of Cost of Compliance: These rule amendments have no known fiscal or economic impact on state agencies, units of local government, members of the public or businesses, including small businesses. Any such impact resulting from either the implementation of the Congressional Medal of Honor registration plate program or the discontinuance of the consular plate program is a consequence of the legislature’s enactment of Oregon Laws 2007, Chapter 311, and Oregon Laws 1987, Chapter 25, and not these rule amendments.

Projected reporting, recordkeeping and other administrative activities required for compliance: None.

Equipment, supplies, labor and administration required: None.

How were small businesses involved in the development of this rule? The proposed rulemaking implements legislation enacted by the 2007 Legislative Assembly. For this reason, small businesses were not involved in this rulemaking.

Administrative Rule Advisory Committee consulted?: No

If not, why?: An advisory committee was not needed. DMV is amending its rules to implement the requirements of Oregon Laws 2007, Chapter 311, and Oregon Laws 1987, Chapter 25.

Authorized Signer

Lauri Kunze

Printed name

Date