

ORDINANCE NO. _____

An Ordinance Amending Clackamas County Code Chapter 7.07, Vehicle Registration Fee

WHEREAS, an ordinance establishing the imposition of a County vehicle registration fee is authorized by ORS 801.040, 801.041 and 803.445; and

WHEREAS, on February 21, 2019, the Clackamas County Board of County Commissioners adopted Ordinance 01-2019 adding Chapter 7.07, Vehicle Registration Fee, to the Clackamas County Code; and

WHEREAS, as required by state law, the vehicle registration fee applies to some trailers whose owners also register vehicles; and

WHEREAS, state law does not prohibit differing Vehicle Registration Fee rates between different classes of vehicles; and

WHEREAS, the Board of County Commissioners now wishes to adopt a reduced fee for the registration associated with utility trailers and light trailers, which are collectively defined in Oregon Administrative Rule (OAR) 735-030-0015 to be "... any trailer having a loaded weight of 8,000 pounds or less, except trailers for hire or rent, travel trailers, special use trailers and fixed loads"; now, therefore;

The Board of Commissioners of Clackamas County ordains as follows:

Section 1: Chapter 7.07 of the Clackamas County Code, Vehicle Registration Fee, is hereby amended as set forth in the attached Exhibit A.

Section 2: Appendix A of the Clackamas County Code is hereby amended to add the Vehicle Registration Fee amount, as set forth in the attached Exhibit B.

Section 3: This Ordinance shall take effect ninety (90) days after adoption.

ADOPTED this _____ day of _____, 2022.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

Ordinance No. ____
Page 1

Chapter 7.07 - VEHICLE REGISTRATION FEE

7.07.010 Authority

This chapter is adopted pursuant to the authority granted by ORS 801.040, 801.041 and 803.445.

7.07.020 Definitions

- A. MOPED shall have the meaning given in ORS 801.345.
- B. MOTORCYCLE shall have the meaning given in ORS 801.365.
- C. REGISTRATION or REGISTER shall have the meaning given in ORS 801.410.
- D. [UTILITY or LIGHT TRAILER shall have the meaning given in OAR 735-030-0015.](#)
- E. VEHICLE shall have the meaning given in ORS 801.590.

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7.07.030 Fee Imposed; Exemptions

- A. Except as provided in this chapter, Clackamas County hereby imposes a vehicle registration fee on all vehicles registered with the State of Oregon Department of Transportation where the residential or business address on the application for registration or the renewal of registration is located in Clackamas County.
- B. Clackamas County shall not impose a vehicle registration fee on those vehicles identified in ORS 801.041(3) as being exempt from the registration fee. Vehicles exempt from the vehicle registration fee include the following:
 - 1. Snowmobiles and Class I all-terrain vehicles;
 - 2. Fixed load vehicles;
 - 3. Vehicles registered under ORS 805.100 to disabled veterans;
 - 4. Vehicles registered as antique vehicles under ORS 805.010;
 - 5. Vehicles registered as vehicles of special interest under ORS 805.020;
 - 6. Government-owned or operated vehicles registered under ORS 805.040 or 805.045;
 - 7. School buses or school activity vehicles registered under ORS 805.050;

8. Law enforcement undercover vehicles registered under ORS 805.060;
9. Vehicles registered on a proportional basis for interstate operation;
10. Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420(14) (a) or (b);
11. Vehicles registered as farm vehicles under the provisions of ORS 805.300;
12. Travel trailers, campers and motor homes, as those terms are defined in ORS 801.565, ORS 801.180, and ORS 801.350 respectively;
13. Vehicles registered under ORS 805.110 to former prisoners of war.

7.07.040 Amount and Payment of Fee

- A. Except as provided in this chapter, at the time a vehicle is first registered or at the time of registration renewal, the applicant shall pay the county vehicle registration fee for each year of the registration period.
- B. At the time a motorcycle or moped is first registered or at the time of registration renewal, the applicant shall pay the county vehicle registration fee for each year of the registration period.

C. At the time a utility or light trailer is first registered or at the time of registration renewal, the applicant shall pay the county vehicle registration fee for each year of the registration period.

~~C.D.~~ The county vehicle registration fee is in addition to other fees required to be paid to the State of Oregon under ORS 803.420.

~~D.E.~~ The fee shall be collected by the Oregon Department of Transportation on behalf of Clackamas County.

7.07.050 Distribution of Revenue

- A. The County will pay and distribute 40% of the moneys collected to those incorporated cities within the County. The distribution shall be based on each city's proportional share of the total number of Clackamas County residents residing within incorporated cities, as determined by the most recent reports of the Portland State University Population Research Center.
- B. The County will allocate 10% of the moneys collected to a strategic investment fund for purposes of funding jurisdictional road transfers or other multi-jurisdictional projects.

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- C. All distributions under this provision will be made after administrative fees are collected by the Oregon Department of Transportation and the County.

7.07.060 Use of Revenue

- A. The County Department of Finance, or its designee, shall be responsible for the disposition of the revenue from the vehicle registration fee.
- B. For the purposes of this section “net revenue” means the revenue from the fee imposed by this chapter remaining after providing for the cost of collection, transfer, and administration by the Oregon Department of Transportation and the County.
- C. The net revenue of the fees collected under this chapter shall be used only for purposes allowed by state law. Except for the portion of the net revenue described in 7.07.050(B), the net revenue received by the department shall be credited to the County road fund under a different account to ensure these funds shall be used only for the maintenance of local roadways, safety related projects and capital construction focused on the reduction of congestion on county roads. The net revenue received by the cities shall be used only for road purposes as outlined in applicable state law regarding expenditure of road user fees and taxes. The net revenue described in 7.07.050(B), which is allocated to the strategic investment fund, shall be used only for payments to transfer roads between jurisdictions or for multi-jurisdictional projects which affect new or existing roads or streets within the limits of a city, or on county roads or local access roads, as those terms are defined in ORS 368, that are located within or adjacent to the limits of an incorporated city.

EXHIBIT B

Department/Division	AUTH. LEGISLATION	FEE SET BY ORS	ORS AUTH.	CODE AUTH.	FEE AMOUNT
DTD - ADMINISTRATION				x	
Research fee	Code §1.01.090		x		\$120/hour - 1 hour minimum
Paper copies					
8 1/2" x 11" or 14"	ORS 209.070 (3); Code §1.01.090		x	x	\$2 / page
11" x 17"	ORS 209.070 (3); Code §1.01.090		x	x	\$2.50 / page
18" x 24"	ORS 209.070 (3); Code §1.01.090		x	x	\$3.50 / page
Large Format	ORS 209.070 (3); Code §1.01.090		x	x	\$0.75 sq ft (\$5.00 minimum)
Credit/Debit card service fee	Not a COUNTY fee -- service fee is charged by US Bank on applicable		x		Actual cost
Returned check fee	Code §1.01.090			x	\$25
Vehicle registration fee	Code §7.07.040			x	
- Motorcycles/mopeds				x	\$15 per year
- All other vehicles not otherwise exempt				x	\$30 per year
- Utility/Light Trailer				x	\$5 per year