

## HOUSE AMENDMENTS TO HOUSE BILL 2389

By COMMITTEE ON BUSINESS, LABOR AND CONSUMER AFFAIRS

April 26

1 On page 1 of the printed bill, line 2, after the first semicolon delete the rest of the line and in-  
2 sert “amending ORS 446.576, 446.611, 446.621, 446.626, 446.636, 446.646, 446.686, 446.706, 446.716,  
3 446.736 and 446.741 and section 47, chapter 655, Oregon Laws 2003; and declaring an emergency.”.

4 Delete lines 4 through 29 and delete page 2 and insert:

5 “**SECTION 1.** ORS 446.576 is amended to read:

6 “446.576. (1) Notwithstanding ORS 446.566 and 446.571, the following manufactured structures  
7 do not require an ownership document and need not be recorded in county deed records:

8 “(a) Manufactured structures owned by the United States Government.

9 “(b) Manufactured structures held as inventory by the manufacturer[ *or a licensed*], a manufac-  
10 tured structure dealer **licensed under ORS 446.691 or 446.696 or a temporary manufactured**  
11 **structure dealer licensed under ORS 446.701.**

12 “(c) Manufactured structures exempted under ORS 446.621 (2).

13 “(2) Notwithstanding ORS 446.566 and 446.571, an ownership document is not required for a  
14 manufactured structure recorded in the county deed records as provided in ORS 446.626.

15 “**SECTION 2.** ORS 446.611 is amended to read:

16 “446.611. (1)(a) Except as provided in paragraph (b) of this subsection, the exclusive means for  
17 perfecting a security interest in a manufactured structure that has an ownership document is by  
18 application for and notation of the security interest in the manufactured structure ownership docu-  
19 ment records of the Department of Consumer and Business Services. The application to have a se-  
20 curity interest noted may be included as part of the application for issuance of an original  
21 ownership document. The department shall record the date of receipt of an application to have a  
22 security interest noted on the ownership document. The security interest is perfected as provided  
23 in ORS 79.0311 upon the department’s entering the security interest in the records maintained by  
24 the department under ORS 446.571. The department shall note the interest on a new or updated  
25 ownership document and send the document as provided in ORS 446.571. A security interest per-  
26 fected under this section continues in effect until released by the holder of the interest.

27 “(b) Paragraph (a) of this subsection does not apply if the debtor who granted the security in-  
28 terest is in the business of selling manufactured structures and the structure constitutes inventory  
29 held for sale or lease. The filing provisions of ORS 79.0501 to 79.0528 apply to security interests in  
30 manufactured structures described in this paragraph.

31 “(2) The department shall issue or update an ownership document to reflect a security interest  
32 described in subsection (1)(a) of this section and note the interest in the manufactured structure  
33 ownership document records maintained by the department. The department shall deliver the own-  
34 ership document to the holder of the earliest perfected unreleased security interest in the manu-  
35 factured structure or, if none, to the owner of the structure. The department shall also send a copy

1 of the ownership document to the county assessor for the county in which the manufactured struc-  
2 ture is being sited.

3 “(3) If the department cancels an ownership document because the manufactured structure is  
4 recorded in the deed records of a county, the department shall notify the county assessor of any  
5 unreleased security interest recorded in the department’s record for the manufactured structure. The  
6 county assessor shall [*record*] **cause the recording of** the security interest information for the  
7 structure in the deed records.

8 “(4) If a manufactured structure is recorded in the deed records of a county prior to the re-  
9 cording of a security interest, the recording of a security interest in the county deed records satis-  
10 fies the requirement in ORS 72A.3095 that the security interest be recorded as a mortgage on real  
11 estate and is effective as a financing statement perfecting the security interest in the structure as  
12 provided in ORS 79.0502 (3).

13 “(5) If a manufactured structure ceases to be exempt from the ownership document requirement,  
14 upon recording the termination of the exemption in the deed records, the county assessor shall no-  
15 tify the department of any unreleased interest shown on the deed record for the manufactured  
16 structure. The department shall note the security interest information on the ownership document  
17 issued by the department.

18 “**SECTION 3.** ORS 446.621 is amended to read:

19 “446.621. (1) A certificate of title for a manufactured structure issued by the Department of  
20 Transportation prior to May 1, 2005, is effective as a document evidencing ownership of the manu-  
21 factured structure. If the manufactured structure does not have a title pursuant to ORS 308.855 or  
22 308.860 (1969 Replacement Part), a tax record showing that a person has paid the ad valorem tax  
23 assessment on the structure since 1972 is a document evidencing the person’s ownership of the  
24 structure.

25 “(2) The owner of a manufactured structure described in subsection (1) of this section is not  
26 required to obtain an ownership document for the structure unless the structure is moved or sold.  
27 Except as provided in subsections (3) and (5) of this section, upon the moving or sale of a manu-  
28 factured structure described in subsection (1) of this section, the owner shall submit the document  
29 evidencing ownership of the structure to the Department of Consumer and Business Services as  
30 provided in ORS 446.631 and 446.641. Upon receipt of the document, the department shall enter the  
31 information regarding the manufactured structure in the department’s records and issue an owner-  
32 ship document for the structure.

33 “(3) If the owner of a manufactured structure has misplaced a [*certificate of title*] **document**  
34 **evidencing ownership**, the Department of Consumer and Business Services may require the person  
35 to provide proof sufficient to satisfy the department concerning any questions about the ownership  
36 of the manufactured structure or security interests in the structure. The proof required by the de-  
37 partment may include, but is not limited to, completion of an affidavit that:

38 “(a) Is in a form required by the department by rule;

39 “(b) Contains any information the department requires by rule as necessary to establish owner-  
40 ship of the manufactured structure or to determine any security interests in the structure; and

41 “(c) Is verified by the person making the affidavit.

42 “(4) The Department of Consumer and Business Services is not liable to any person for issuing  
43 an ownership document based on proof provided under subsection (3) of this section.

44 “(5) The movement or sale of a manufactured structure described in subsection (1) of this section  
45 does not require the owner to obtain an ownership document if:

1       “(a) The move or sale will qualify the manufactured structure for recording in the deed records  
2 of a county under ORS 446.626; and

3       “(b) The person who will own the structure after the move or sale files an affidavit with the  
4 Department of Consumer and Business Services prior to the move or sale stating that the person  
5 will apply within 25 business days after completion of the move or sale to have the manufactured  
6 structure recorded in the county deed records.

7       “(6) ORS 803.220 does not apply to a certificate of title for a manufactured structure issued by  
8 the Department of Transportation.

9       “(7) If the Department of Consumer and Business Services issues an ownership document for a  
10 manufactured structure that was previously issued a certificate of title by the Department of  
11 Transportation, the Department of Consumer and Business Services shall record in the department’s  
12 records and note on the ownership document any unreleased secured interest that was noted on the  
13 certificate of title. A secured interest described in this subsection retains the original perfection  
14 date of the interest, but provides the same creditor rights and remedies available for a secured in-  
15 terest in personal property perfected under ORS 446.611 (1).

16       “**SECTION 4.** ORS 446.626 is amended to read:

17       “446.626. (1) The owner of a manufactured structure that qualifies under this subsection may  
18 apply to the county assessor to have the structure recorded in the deed records of the county. The  
19 application must be on a form approved by the Department of Consumer and Business Services. The  
20 application must include a description of the location of the real property on which the manufac-  
21 tured structure is or will be sited. If the structure is being sold by a manufactured structure dealer,  
22 the dealer may file the application on behalf of the owner at the time the dealer notifies the county  
23 assessor of the sale under ORS 308.253. A manufactured structure qualifies for recording in the deed  
24 records if the owner of the structure:

25       “(a) Also owns the land on which the manufactured structure is located; or

26       “(b) Is the holder of a recorded leasehold estate of 20 years or more if the lease specifically  
27 permits the manufactured structure owner to record the structure under this section.

28       “(2) If the assessor, as agent for the department, determines that the manufactured structure  
29 qualifies for recording in the deed records of the county, the assessor shall cause the structure to  
30 be recorded in the deed records. The deed records must contain any unreleased security interest in  
31 the manufactured structure. If the department has issued an ownership document for the manufac-  
32 tured structure, the owner must submit the ownership document to the assessor with the application  
33 described in subsection (1) of this section. Upon recording the manufactured structure in the deed  
34 records, the assessor shall send the ownership document to the department for cancellation. The  
35 department shall cancel the ownership document and send confirmation of the cancellation to the  
36 assessor and the owner.

37       “(3) The recording of a security interest in the deed records of the county under this section  
38 satisfies the requirements for filing a financing statement for a fixture to real property under ORS  
39 79.0502. The recording of a manufactured structure in the deed records of the county is independent  
40 of the assessment and taxation of the structure as real property under ORS 308.875. The recording  
41 of a manufactured structure in the deed records of the county makes the structure subject to the  
42 same provisions of law applicable to any other building, housing or structure on the land. However,  
43 the manufactured structure may not be sold separately from the land or leasehold estate unless the  
44 owner complies with subsection (4) of this section.

45       “(4) The owner of a manufactured structure that is recorded in the deed records of the county

1 may apply to have the structure removed from the deed records and an ownership document issued  
2 for the structure. Unless the manufactured structure is subject to ORS 446.631, the owner must ap-  
3 ply to the county assessor, as agent for the department, for an ownership document as provided in  
4 ORS 446.571. Upon approval of the application, the assessor shall [*terminate*] **cause the termination**  
5 **of** the recording of the manufactured structure in the deed records.

6 “(5) If a manufactured structure described in paragraph (1)(b) of this section is recorded in the  
7 deed records, the owner of the structure has a real property interest in the manufactured structure  
8 for purposes of:

9 “(a) Recordation of documents pursuant to ORS 93.600 to 93.800, 93.802, 93.804, 93.806 and  
10 93.808;

11 “(b) Deed forms pursuant to ORS 93.850 to 93.870;

12 “(c) Mortgages, trust deeds and other liens pursuant to ORS 86.010 to 86.996 and ORS chapters  
13 87 and 88; and

14 “(d) Real property tax collection pursuant to ORS chapters 311 and 312. The structure owner  
15 is considered the owner of the real property for purposes of assessing the structure under ORS  
16 308.875.

17 “**SECTION 5.** ORS 446.636 is amended to read:

18 “446.636. (1) For a new manufactured structure, the manufactured structure dealer must obtain  
19 the trip permit on behalf of the owner. If the dealer fails to obtain the trip permit prior to the  
20 scheduled moving date, the vehicle transporter must obtain the trip permit on behalf of the owner.

21 “(2) For a used manufactured structure, the owner, **the vehicle transporter or an agent of**  
22 **the owner** must obtain a trip permit from the county assessor for the county in which the manu-  
23 factured structure is sited.

24 “(3) Notwithstanding subsections (1) and (2) of this subsection, if a dealer or vehicle transporter  
25 refuses to obtain a trip permit as required by subsection (1) of this section, or if a county assessor  
26 refuses to issue a trip permit to an owner who has complied with ORS 446.631, the owner may apply  
27 directly to the Department of Consumer and Business Services for a trip permit.

28 “(4) The department may issue trip permits in bulk to a manufactured structure dealer or vehi-  
29 cle transporter.

30 “**SECTION 6.** ORS 446.646 is amended to read:

31 “446.646. (1) The Department of Consumer and Business Services may adopt rules necessary for  
32 carrying out the duties, functions and powers of the department under ORS 446.566 to 446.646.

33 “(2) Except as provided in subsection (4) of this section, the department shall adopt appropriate  
34 fees to cover the cost of services rendered under ORS 446.566 to 446.646 by the department and by  
35 a county as agent for the department. The department may not vary the fee for issuance or renewal  
36 of an ownership document, or for removal of a manufactured structure from the ownership document  
37 system, based upon the applicant’s status as an owner, dealer or escrow agent.

38 “(3) A county carrying out **the department’s** functions under ORS 446.566 to 446.646 related  
39 to manufactured structure ownership documents and trip permits is an agent of the department with  
40 regard to those functions.

41 “(4) Unless the department adopts a different fee pursuant to subsection (2) of this section, the  
42 fee amount:

43 “(a) For issuance of an ownership document is \$55.

44 “(b) For issuance of a trip permit is \$5.

45 “**SECTION 7.** ORS 446.686 is amended to read:

1 “446.686. (1) If the Department of Consumer and Business Services proceeds under ORS 446.681  
2 or 455.895, the department may post a notice on any manufactured structure held in inventory by  
3 a person alleged to be acting as a manufactured structure dealer without a license **issued under**  
4 **ORS 446.691 or 446.696 or a temporary manufactured structure dealer license issued under**  
5 **ORS 446.701**. The notice must state that the person offering the manufactured structure for sale is  
6 currently the subject of a proceeding to determine whether the person has a manufactured structure  
7 dealer license **issued under ORS 446.691 or 446.696 or a temporary manufactured structure**  
8 **dealer license issued under ORS 446.701** and that it may be unlawful for the person to sell the  
9 manufactured structure to a retail customer.

10 “(2) A person may remove a notice posted in accordance with subsection (1) of this section only  
11 upon authorization by the department. The department shall authorize removal within 10 days after  
12 any one of the following occurs:

13 “(a) The dismissal or termination of the proceeding instituted under ORS 446.681 or 455.895;

14 “(b) Full payment of any lawfully owing civil penalty and compliance with ORS 446.666 to  
15 446.756; or

16 “(c) A finding by the department or a court that the manufactured structure is being offered for  
17 sale by a licensed manufactured structure dealer or a person who is exempt from the licensing re-  
18 quirement under ORS 446.676.

19 “**SECTION 8.** ORS 446.706 is amended to read:

20 “446.706. (1) A person who holds a limited manufactured structure dealer license issued under  
21 this section may sell during a calendar year up to 10 manufactured dwellings located at a manu-  
22 factured dwelling park identified in the license. The manufactured dwellings sold under a limited  
23 manufactured structure dealer license must be dwellings that:

24 “(a) Have been abandoned as described in ORS 90.675 at any manufactured dwelling park. If the  
25 manufactured dwelling is not subject to sale by the limited manufactured structure dealer under  
26 ORS 90.675 (10), the dealer must have the [*certificate of title or registration for*] **ownership of** the  
27 dwelling transferred to the dealer prior to offering the dwelling for sale; or

28 “(b) Have been purchased by the park owner from [*a person holding title,*] **a person having**  
29 **authority to sell the dwellings** and, at the time of purchase by the park owner, were sited in the  
30 manufactured dwelling park identified in the license.

31 “(2) Notwithstanding ORS 90.525, if a limited manufactured structure dealer sells a manufac-  
32 tured dwelling that was abandoned at a manufactured dwelling park other than the park where the  
33 dwelling is being sold, the sale terms for the manufactured dwelling must require that the dwelling  
34 is to be sited under a rental agreement at the park where sold for at least 12 months following the  
35 sale.

36 “(3) Except as provided in ORS 446.741, the Department of Consumer and Business Services  
37 shall issue a limited manufactured structure dealer license to a person if the person:

38 “(a) Owns or operates a manufactured dwelling park as defined in ORS 446.003;

39 “(b) Submits a completed application for a limited manufactured structure dealer license in a  
40 form approved by the department;

41 “(c) Delivers to the department a bond or letter of credit that meets the requirements under  
42 ORS 446.726, except that the bond or letter of credit must be in the sum of \$15,000 for each year  
43 that the license is valid;

44 “(d) Is 18 years of age or older or is legally emancipated; and

45 “(e) Pays the fee specified in ORS 446.721 for issuance of a limited manufactured structure

1 dealer license.

2 “(4) If the person is a firm or partnership, the application for a limited manufactured structure  
3 dealer license must include the names and residence addresses of the members of the firm or part-  
4 nership. If the person is a corporation, the application must include the names of the principal offi-  
5 cers of the corporation and their residence addresses and the name of the state under whose laws  
6 the corporation is organized. If the person is the owner of a manufactured dwelling park, the person  
7 may submit a joint application on behalf of the person and a named park operator employed by the  
8 person. If the person is the operator of a manufactured dwelling park, the application must include  
9 the name and signature of the park owner.

10 “(5) A limited manufactured structure dealer license is valid for use at a single manufactured  
11 dwelling park. The manufactured dwelling park location must be specified in the license application.  
12 A limited manufactured structure dealer may not employ a salesperson.

13 “(6) A limited manufactured structure dealer license is valid for two years, but the department  
14 may adjust the term of an initial license for the purpose of establishing uniform expiration dates.

15 “(7) Notwithstanding subsection (6) of this section, the limited manufactured structure dealer  
16 license for the person expires immediately if the person ceases to be an operator or owner of the  
17 manufactured dwelling park at which the license may be used. The owner of a manufactured dwell-  
18 ing park shall immediately notify the department if a person licensed under this section ceases to  
19 be an owner or operator of a manufactured dwelling park at which the license may be used.

20 “(8) Notwithstanding subsections (6) and (7) of this section, if a licensed person ceases to be an  
21 operator of the manufactured dwelling park, the park owner may apply to have a corrected license  
22 issued to a new operator employed by the owner. A corrected license issued under this subsection  
23 is valid for the unexpired portion of the original license term. The department shall charge the fee  
24 specified in ORS 446.721 for issuing a corrected license.

25 “(9) A limited manufactured structure dealer may renew a license as provided by the depart-  
26 ment. The department shall renew a license only if the dealer:

27 “(a) Submits a completed application for renewal in a form approved by the department;

28 “(b) Delivers to the department a bond or letter of credit that meets the requirements described  
29 in subsection (3) of this section; and

30 “(c) Pays the fee specified in ORS 446.721 for renewal of a limited manufactured structure dealer  
31 license.

32 “**SECTION 9.** ORS 446.716 is amended to read:

33 “446.716. (1) A [*licensed*] manufactured structure dealer **licensed under ORS 446.691 or 446.696**  
34 may open additional places of business under the same business name by obtaining a supplemental  
35 license from the Department of Consumer and Business Services. If the dealer will operate the ad-  
36 ditional place of business under a different business name than that indicated on an existing dealer  
37 license, the dealer must apply for a dealer license **under ORS 446.691 or 446.696** for the additional  
38 place of business instead of for a supplemental license.

39 “(2) A manufactured structure dealer **licensed under ORS 446.691 or 446.696** may move a place  
40 of business or change a business name by obtaining a corrected dealer license from the department.  
41 The department shall prescribe the form for application for a corrected license. **A corrected license**  
42 **shall be valid for the unexpired portion of the original license term.** For purposes of this sub-  
43 section, ‘place of business’ includes a recreational vehicle service facility.

44 “(3) The department may refuse to issue a dealer license **under ORS 446.691 or 446.696** if a  
45 manufactured structure dealer license issued to the dealer by another jurisdiction is in suspended,

1 revoked or probationary status in that jurisdiction. This subsection does not authorize the depart-  
2 ment to refuse a supplemental license or corrected license.

3 “(4) A dealer obtaining or renewing a dealer license, supplemental license or corrected license  
4 must pay the applicable fee specified in ORS 446.721.

5 “**SECTION 10.** ORS 446.736 is amended to read:

6 “446.736. (1) Except as provided in subsection (7) of this section, a manufactured structure  
7 dealer **licensed under ORS 446.691 or 446.696, temporary manufactured structure dealer li-**  
8 **icensed under ORS 446.701 or limited manufactured structure dealer licensed under ORS**  
9 **446.706**, who transfers an interest in a manufactured structure shall:

10 “(a) Submit to the Department of Consumer and Business Services an application for an owner-  
11 ship document on behalf of the purchaser; or

12 “(b) If the purchase is being financed, submit sufficient information to a lender to allow the  
13 lender to make an application to the department for an ownership document.

14 “(2) An application under subsection (1) of this section must be on a form approved by the de-  
15 partment and include:

16 “(a) The year, make, style and identification number for the manufactured structure.

17 “(b) Any existing ownership document for the structure or, if none, the manufacturer’s certifi-  
18 cate of origin or other document evidencing ownership of the manufactured structure.

19 “(c) The legal description or street address for the proposed situs for the manufactured struc-  
20 ture.

21 “(d) The identity of the owner of record for the location where the manufactured structure is  
22 being sited or, if the structure is being sited in a facility as defined in ORS 90.100, the name of the  
23 facility.

24 “(e) The name and mailing address of each person acquiring an ownership interest in the man-  
25 ufactured structure.

26 “(f) The name and mailing address of each person acquiring a security interest in the manufac-  
27 tured structure.

28 “(g) Any other information required by the department by rule for processing an application.

29 “(3) If a [*manufactured structure*] dealer is unable to comply with subsection (1) of this section,  
30 within 25 business days of the transfer the dealer shall provide a notice of delay to the security  
31 interest holder next named, if any, and the purchaser. The notice must contain:

32 “(a) The reason for the delay;

33 “(b) The anticipated extent of the delay; and

34 “(c) A statement of the rights and remedies available to the purchaser if the delay becomes  
35 unreasonably extended.

36 “(4) A [*manufactured structure*] dealer that fails to comply with this section is subject to revo-  
37 cation or suspension of the dealer’s license or being placed on probation by the Department of  
38 Consumer and Business Services pursuant to ORS 446.741. A dealer that fails to comply with sub-  
39 section (1) of this section within 90 days is subject to criminal penalties under ORS 446.746 (1)(h).

40 “(5) Notwithstanding subsections (1) and (4) of this section, if a purchaser is not in compliance  
41 with the payment terms of a purchase agreement on the 20th calendar day after the transfer, the  
42 dealer is not required to perform under subsection (1) of this section until 25 calendar days after the  
43 purchaser is in compliance with the payment terms of the purchase agreement. This subsection does  
44 not excuse the duty of the dealer under subsection (3) of this section.

45 “(6) This section does not apply to a transfer of interest in a manufactured structure that is

1 subject to an escrow transaction.

2 “(7) This section does not apply to a manufactured structure for which an application is filed  
3 under ORS 446.626 within 25 business days of the transfer.

4 “**SECTION 11.** ORS 446.741 is amended to read:

5 “446.741. (1) The Department of Consumer and Business Services may revoke or suspend a  
6 manufactured structure dealer license **issued under ORS 446.691 or 446.696, temporary manu-**  
7 **factured structure dealer license issued under ORS 446.701 or limited manufactured struc-**  
8 **ture dealer license issued under ORS 446.706**, or place a dealer on probation, if the dealer does  
9 any of the following:

10 “(a) [*Violates any*] **Commits an act that is** grounds for suspension, revocation or probation  
11 [*adopted*] **as provided** by the department by rule.

12 “(b) Fails to comply with the requirements for notices or reports of the transfer of interest in  
13 manufactured structures.

14 “(c) Moves a manufactured structure or causes a manufactured structure to be moved without  
15 complying with the requirements for variance permits under ORS 818.200 and trip permits under  
16 ORS 446.631.

17 “(d) Knowingly provides false information on an application for a dealer license, supplemental  
18 license or corrected dealer license.

19 “(e) Deals in a manufactured structure that both before and after the sale is assessed as real  
20 property under ORS 308.875 or is recorded in the deed records of a county. This paragraph does not  
21 apply if an ownership document is issued for the manufactured structure prior to sale.

22 “(f) Employs a person in an administrative or managerial capacity while the person is disquali-  
23 fied under subsection (5) of this section.

24 “(2) The department shall cancel a manufactured structure dealer license **issued under ORS**  
25 **446.691 or 446.696, or a temporary manufactured structure dealer license issued under ORS**  
26 **446.701**, immediately upon receipt of legal notice that the bond described under ORS 446.726 is  
27 canceled.

28 “(3) Upon suspension, revocation or cancellation of a [*manufactured structure*] dealer license  
29 under this section, the department shall demand the return of the license.

30 “(4) The department shall cancel a dealer license or supplemental license immediately upon re-  
31 ceipt of notice that zoning approval for a place of business has been revoked.

32 “(5) If the department revokes a [*manufactured structure*] dealer license pursuant to subsection  
33 (1) of this section, the department shall disqualify the person whose license is revoked from obtain-  
34 ing any type of license as a [*manufactured structure*] dealer and from working in an administrative  
35 or managerial capacity for any type of [*manufactured structure*] dealer, for a period of not more than  
36 five years after the date the revocation becomes effective. If the person applies for licensing as a  
37 manufactured structure dealer following a period of disqualification under this subsection, the per-  
38 son must meet the requirements for issuance of an initial manufactured structure dealer license.

39 “**SECTION 12.** Section 47, chapter 655, Oregon Laws 2003, is amended to read:

40 “**Sec. 47.** (1) Notwithstanding [*section 26 of this 2003 Act*] **ORS 446.671**, a manufactured struc-  
41 ture dealer who holds a certificate issued by the Department of Transportation pursuant to ORS  
42 822.020 or 822.040 prior to [*the operative date of section 1 of this 2003 Act*] **May 1, 2005**, may continue  
43 to conduct business under authority of that certificate until the certificate expires [*or January 1,*  
44 *2006, whichever occurs first*]. A dealer described in this section is subject to regulation by the De-  
45 partment of Consumer and Business Services in the same manner as a dealer conducting business

1 under a license issued under [section 28 or 29 of this 2003 Act] **ORS 446.691 or 446.696.**

2 “(2) Except as otherwise provided in this subsection, a dealer holding a certificate described in  
3 subsection (1) of this section may obtain a manufactured structure dealer license from the Depart-  
4 ment of Consumer and Business Services by complying with the requirements of [section 29 of this  
5 2003 Act] **ORS 446.696** for renewal of a license.

6 **“SECTION 13. This 2005 Act being necessary for the immediate preservation of the public  
7 peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect  
8 on its passage.”**

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