

House Bill 2063

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for State Parks and Recreation Department)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits operators of Class I and Class III all-terrain vehicles from carrying passengers on vehicles not designed for passengers. Punishes by maximum of \$180 fine.

A BILL FOR AN ACT

1
2 Relating to passenger safety on all-terrain vehicles.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of the Oregon Vehicle**
5 **Code.**

6 **SECTION 2. (1) Except as provided in subsections (2) and (3) of this section, a person**
7 **commits the offense of operating a Class I or Class III all-terrain vehicle while carrying a**
8 **passenger if the person:**

9 (a) **Operates a Class I or Class III all-terrain vehicle on premises open to the public while**
10 **carrying a passenger.**

11 (b) **Is a parent, legal guardian or person with legal responsibility for the safety and wel-**
12 **fare of a child under 18 years of age, and the child operates a Class I or Class III all-terrain**
13 **vehicle on premises open to the public while carrying a passenger.**

14 (2) **A person does not violate this section if:**

15 (a) **The person operates a Class I or Class III all-terrain vehicle that is designed to carry**
16 **passengers; and**

17 (b) **The person does not carry more passengers than the manufacturer recommends.**

18 (3) **The passenger restriction does not apply if the all-terrain vehicle is:**

19 (a) **Used exclusively in farming, agricultural or forestry operations or used by persons**
20 **licensed under ORS chapter 571 exclusively for nursery or Christmas tree growing oper-**
21 **ations; or**

22 (b) **Used on land owned or leased by the owner of the vehicle.**

23 (4) **The offense described in this section, operating a Class I or Class III all-terrain ve-**
24 **hicle while carrying a passenger, is a Class C traffic violation.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.