

# Enrolled House Bill 2520

Sponsored by Representative HANNA; Representatives BARKER, BERGER, BOQUIST, BUTLER, CLEM, DALLUM, FLORES, GILMAN, GIROD, HUNT, JENSON, KOMP, KRIEGER, MINNIS, MORGAN, OLSON, RILEY, SCOTT, SHIELDS, G SMITH, THATCHER, WHISNANT, Senators ATKINSON, BEYER, FERRIOLI, L GEORGE, KRUSE, MONNES ANDERSON, VERGER, WHITSETT (at the request of Oregon Farm Bureau Federation)

CHAPTER .....

AN ACT

Relating to Class II all-terrain vehicles; amending ORS 801.193, 815.110 and 821.191.

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

**SECTION 1.** ORS 801.193 is amended to read:

801.193. "Class II all-terrain vehicle" means any motor vehicle that:

- (1) Weighs more than a Class I all-terrain vehicle;
- (2) Is designed for or capable of cross-country travel on or immediately over land, water, sand, snow, ice, marsh, swampland or other natural terrain; and
- (3) Is actually being operated off a highway **or is being operated on a highway for agricultural purposes under ORS 821.191.**

**SECTION 2.** ORS 821.191 is amended to read:

821.191. (1) Notwithstanding any other provision of law, a person may operate a Class I all-terrain vehicle **or a Class II all-terrain vehicle that is not otherwise properly equipped for operation on a highway** on the highways of this state if:

- (a) The person is using the all-terrain vehicle for transportation between ranching or farming headquarters, agricultural fields or pastures;
- (b) The person holds a valid driver license;
- (c) The person complies with posted speed limits, but in no event exceeds a speed of 20 miles per hour;
- (d) The person operates the all-terrain vehicle as closely as is practicable to the right-hand edge of the highway, including shoulders, if any;
- (e) The all-terrain vehicle is equipped with a lighted headlight and taillight; and
- (f) The all-terrain vehicle displays a slow-moving vehicle emblem described under ORS 815.060.

(2) A person commits the offense of unlawful operation of a Class I all-terrain vehicle **or a Class II all-terrain vehicle** used for agricultural purposes if the person operates a Class I all-terrain vehicle **or a Class II all-terrain vehicle** on a highway in violation of subsection (1) of this section.

(3) The offense described in subsection (2) of this section, unlawful operation of a Class I all-terrain vehicle **or a Class II all-terrain vehicle** used for agricultural purposes, is a Class D traffic violation.

**SECTION 3.** ORS 815.110 is amended to read:

815.110. This section establishes requirements for ORS 815.115. The requirements under this section are in addition to any other requirements for lighting equipment provided by law. Except as specifically provided by an exemption under ORS 815.120, a person violates ORS 815.115 if the person does not comply with any of the following requirements:

(1) The following types of vehicles must display slow-moving vehicle emblems described under ORS 815.060:

(a) Vehicles or combinations of vehicles designed for customary use at speeds of less than 25 miles per hour.

(b) Golf carts or similar vehicles when operated by a disabled person.

(c) Class I all-terrain vehicles **and Class II all-terrain vehicles** operated on a highway under ORS 821.191 (1).

(2) Slow-moving vehicle emblems must meet the requirements for such emblems established by the Department of Transportation by rule under ORS 815.060.

(3) Slow-moving vehicle emblems shall be displayed on the rear of the power unit. When a combination of vehicles is being operated in a manner that obscures the emblem mounted on the power unit, an additional emblem shall be displayed on the rear of the rearmost vehicle in the combination.

**Passed by House March 12, 2007**

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Chief Clerk of House

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Speaker of House

**Passed by Senate May 14, 2007**

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President of Senate

**Received by Governor:**

.....M.,....., 2007

**Approved:**

.....M.,....., 2007

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Governor

**Filed in Office of Secretary of State:**

.....M.,....., 2007

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Secretary of State