

House Bill 2520

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

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**.

Modifies definition of Class II all-terrain vehicle.

Permits person to operate Class II all-terrain vehicle on highway if vehicle is used for agricultural purposes.

Requires operator of Class II all-terrain vehicle to use slow-moving vehicle emblem if operating on highway.

A BILL FOR AN ACT

1
2 Relating to Class II all-terrain vehicles; amending ORS 801.193, 815.110 and 821.191.

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

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

5 801.193. "Class II all-terrain vehicle" means any motor vehicle that:

6 (1) Weighs more than a Class I all-terrain vehicle;

7 (2) Is designed for or capable of cross-country travel on or immediately over land, water, sand,
8 snow, ice, marsh, swampland or other natural terrain; and

9 (3) Is actually being operated off a highway **or is being operated on a highway for agricul-**
10 **tural purposes under ORS 821.191.**

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

12 821.191. (1) Notwithstanding any other provision of law, a person may operate a Class I all-
13 terrain vehicle **or a Class II all-terrain vehicle that is not otherwise properly equipped for**
14 **operation on a highway** on the highways of this state if:

15 (a) The person is using the all-terrain vehicle for transportation between ranching or farming
16 headquarters, agricultural fields or pastures;

17 (b) The person holds a valid driver license;

18 (c) The person complies with posted speed limits, but in no event exceeds a speed of 20 miles
19 per hour;

20 (d) The person operates the all-terrain vehicle as closely as is practicable to the right-hand edge
21 of the highway, including shoulders, if any;

22 (e) The all-terrain vehicle is equipped with a lighted headlight and taillight; and

23 (f) The all-terrain vehicle displays a slow-moving vehicle emblem described under ORS 815.060.

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

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

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.

1 violation.

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

3 815.110. This section establishes requirements for ORS 815.115. The requirements under this
4 section are in addition to any other requirements for lighting equipment provided by law. Except
5 as specifically provided by an exemption under ORS 815.120, a person violates ORS 815.115 if the
6 person does not comply with any of the following requirements:

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

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

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

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

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

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

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