

House Bill 2628

Sponsored by Representative GREENLICK

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 installation of certain outdoor lighting fixtures. Makes violation subject to civil penalty, not to exceed \$5,000 or not to exceed \$1,000 per day for continuing offense.

Prohibits sale of mercury vapor lights. Makes violation subject to civil penalty, not to exceed \$5,000 or not to exceed \$1,000 per day for continuing offense.

A BILL FOR AN ACT

1
2 Relating to lighting fixtures.

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

4 **SECTION 1. Sections 2 and 3 of this 2007 Act are added to and made a part of ORS**
5 **chapter 455.**

6 **SECTION 2. (1) As used in this section:**

7 (a) "Emergency personnel" means providers of fire, police, medical, utility and street
8 repair services in response to an unscheduled or urgent event.

9 (b) "Lighting fixture" means an artificial source of light used to illuminate an area or
10 object.

11 (c) "Recreational facility" includes, but is not limited to, a stadium, amphitheater or
12 ballfield.

13 (d) "Shielded" means installed so that all light from the lighting fixture is projected at
14 least 15 degrees below a horizontal plane running through the lowest point of light emission.

15 (2) A person may not install an outdoor lighting fixture unless:

16 (a) The fixture is shielded;

17 (b) The fixture is an incandescent fixture with a rated capacity of not more than 150
18 watts of electricity;

19 (c) The fixture is not an incandescent fixture and has a rated capacity of not more than
20 70 watts of electricity; or

21 (d) The fixture is equipped with an automatic shutoff device that prevents operation of
22 the fixture between 11:00 p.m. and sunrise.

23 (3) Subsection (2) of this section does not apply to:

24 (a) Lighting fixtures on property owned or operated by the United States;

25 (b) Lighting needed for the safe operation or navigation of aircraft or ships; or

26 (c) Temporary lighting used by emergency personnel.

27 (4) Notwithstanding subsection (2) of this section, a recreational facility may install an
28 outdoor lighting fixture that does not comply with subsection (2) of this section if the light-
29 ing fixture is regulated by an automatic timer and the recreational facility lights the fixture
30 between 11:00 p.m. and sunrise only as necessary to complete a competitive event that

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 commenced before 11:00 p.m.

2 **SECTION 3.** (1) As used in this section, “mercury vapor lighting fixture” means a fixture
3 that produces a high-intensity discharge of light by passing electricity through mercury va-
4 por.

5 (2) A person may not sell a mercury vapor lighting fixture designed for outdoor use.

6 (3) A person may not install a mercury vapor lighting fixture outdoors. This subsection
7 does not apply to the reinstallation of an existing fixture after servicing or repair.

8 **SECTION 4.** Sections 2 and 3 of this 2007 Act apply to outdoor lighting fixtures installed
9 on or after the effective date of this 2007 Act.

10