

House Bill 3289

Sponsored by Representative NELSON

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**.

Eliminates sunset on law that doubles fines for traffic offenses committed in safety corridors.
Designates Oregon Route 18 as safety corridor.
Takes effect December 31, 2007.

A BILL FOR AN ACT

1
2 Relating to safety corridors; amending ORS 153.131 and section 5, chapter 1071, Oregon Laws 1999;
3 repealing section 6, chapter 1071, Oregon Laws 1999; and prescribing an effective date.

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

5 **SECTION 1.** Section 5, chapter 1071, Oregon Laws 1999, as amended by section 5a, chapter
6 1071, Oregon Laws 1999, section 1, chapter 421, Oregon Laws 2001, and section 3, chapter 100,
7 Oregon Laws 2003, is amended to read:

8 **Sec. 5.** (1) *[In order to determine the effect of increasing fines in safety corridors,]* The Department
9 of Transportation shall post signs in safety corridors *[chosen by the department]* indicating that fines
10 for traffic offenses committed in those safety corridors will be doubled.

11 **(2) The department shall choose the location of the safety corridors. In addition to any**
12 **other location the department chooses, the department shall designate Oregon Route 18 as**
13 **a safety corridor.**

14 *[(2)(a)]* **(3)(a)** The base fine amount for a person charged with an offense that is listed in sub-
15 section *[(3)(a)]* **(4)(a)** or (b) of this section and that is committed in a safety corridor chosen by the
16 department under subsection *[(1)]* **(2)** of this section shall be the amount established under ORS
17 153.125 to 153.145, based on the foundation amount calculated under ORS 153.131. The minimum fine
18 for a person convicted of an offense that is listed in subsection *[(3)(a)]* **(4)(a)** or (b) of this section
19 and that is committed in a safety corridor is the base fine amount so calculated.

20 (b) The minimum fine for a person convicted of a misdemeanor offense that is listed in sub-
21 section *[(3)(c)]* **(4)(c)** to (g) of this section and that is committed in a safety corridor is 20 percent
22 of the maximum fine established for the offense.

23 (c) The minimum fine for a person convicted of a felony offense that is listed in subsection
24 *[(3)(c)]* **(4)(c)** to (g) of this section and that is committed in a safety corridor is two percent of the
25 maximum fine established for the offense.

26 *[(3)]* **(4)** This section applies to the following offenses if committed in the designated safety cor-
27 ridors:

28 (a) Class A or Class B traffic violations.

29 (b) Class C or Class D traffic violations related to exceeding a legal speed.

30 (c) Reckless driving, as defined in ORS 811.140.

31 (d) Driving while under the influence of intoxicants, as defined in ORS 813.010.

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 (e) Failure to perform the duties of a driver involved in an accident or collision, as described
2 in ORS 811.700 or 811.705.

3 (f) Criminal driving while suspended or revoked, as defined in ORS 811.182.

4 (g) Fleeing or attempting to elude a police officer, as defined in ORS 811.540.

5 [(4)] (5) A court may not waive, reduce or suspend the base fine amount or minimum fine re-
6 quired by this section.

7 **SECTION 2.** ORS 153.131, as amended by section 5d, chapter 1071, Oregon Laws 1999, is
8 amended to read:

9 153.131. If a person is charged with a traffic offense, and the enforcement officer issuing the
10 citation notes on the citation that the offense occurred in a highway work zone and is subject to
11 the provisions of ORS 811.230, [or] occurred in a posted school zone and is subject to the provisions
12 of ORS 811.235, **or occurred in a safety corridor and is subject to the provisions of section 5,**
13 **chapter 1071, Oregon Laws 1999,** the foundation amount to be used in calculating the base fine
14 under ORS 153.125 to 153.145 is 80 percent of the maximum fine established for the violation.

15 **SECTION 3. Section 6, chapter 1071, Oregon Laws 1999, as amended by section 3, chapter**
16 **421, Oregon Laws 2001, and section 1, chapter 100, Oregon Laws 2003, is repealed.**

17 **SECTION 4. This 2007 Act takes effect on December 31, 2007.**

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