

House Bill 3435

Sponsored by Representative ROBLAN, Senator AVAKIAN (at the request of George Tinker)

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 person from launching boat into waters of this state in certain circumstances. Makes launching of boat under certain circumstances violation punishable by maximum fine of \$360.

A BILL FOR AN ACT

1
2 Relating to boats; creating new provisions; and amending ORS 830.990.

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 ORS chapter 830.**

5 **SECTION 2. (1) As used in this 2007 Act:**

6 (a) **"Launch" means any act that places a boat into a waterway for recreational boating,**
7 **for flushing or testing an engine or for other purposes.**

8 (b) **"Wildlife" has the meaning given in ORS 496.004 (19).**

9 (2) **A person may not launch a boat into the waters of this state if:**

10 (a) **The boat has on its exterior hull or attached to any motor, propulsion system or**
11 **components, anchor or other attached apparatus outside of the hull, or on the trailer or**
12 **other device used to transport the boat, any visible aquatic species; or**

13 (b) **The boat has within its bilge, livewell, motorwell or other interior location any aquatic**
14 **species that is detrimental to wildlife in this state.**

15 (3) **The State Marine Board may allow the use of certain vegetation on a boat for activ-**
16 **ities including but not limited to hunting or photography.**

17 (4) **The board may allow the impoundment of a boat that is in violation of this section,**
18 **and that a reasonable fee be charged for the cost of impoundment and storage, if any, prior**
19 **to the release of the boat to the owner.**

20 **SECTION 3. ORS 830.990 is amended to read:**

21 830.990. (1) A person who violates ORS 830.050, 830.088, 830.090, 830.092, 830.094, 830.230,
22 830.415, 830.710, 830.720, 830.770, 830.780, 830.810, 830.850 or 830.855, or rules adopted to carry out
23 the purposes of those statutes, commits a Class D violation.

24 (2) A person who violates ORS 830.220, 830.240, 830.245, 830.250, 830.375, 830.475 (4), 830.480,
25 830.785, 830.805 or 830.825, or rules adopted to carry out the purposes of those statutes, commits a
26 Class C violation.

27 (3) A person who violates ORS 830.110, 830.175, 830.180, 830.185, 830.195, 830.210, 830.215,
28 830.225, 830.235, 830.260, 830.300, 830.315 (2) and (3), 830.335, 830.340, 830.345, 830.350, 830.355,
29 830.360, 830.362, 830.365, 830.370, 830.410, 830.420, 830.495, 830.775, 830.795 or 830.830, or rules
30 adopted to carry out the purposes of those statutes, commits a Class B violation.

31 (4) A person who violates ORS 830.305 or 830.390, or rules adopted to carry out the purposes

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 of those statutes, commits a Class A violation.

2 (5) A person who violates ORS 830.383 or 830.909 commits a Class B misdemeanor.

3 (6) A person who violates ORS 830.035 (2), 830.053, 830.315 (1), 830.325, 830.475 (1), 830.730 or
4 830.955 (1) commits a Class A misdemeanor.

5 (7) A person who violates ORS 830.475 (2) commits a Class C felony.

6 **(8) A person who violates section 1 of this 2007 Act commits a Class B violation.**

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