

HOUSE AMENDMENTS TO A-ENGROSSED SENATE BILL 101

By COMMITTEE ON TRANSPORTATION

June 1

- 1 On page 1 of the printed A-engrossed bill, line 3, after “821.200” insert “, 821.202, 821.203”.
- 2 On page 2, after line 5, insert:
- 3 “(3) This section does not apply if the all-terrain vehicle is:
- 4 “(a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
- 5 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations; and
- 6 “(b) Being used on land owned or leased by the owner of the vehicle.”.
- 7 In line 6, delete “(3)” and insert “(4)”.
- 8 After line 41, insert:
- 9 “(4) This section does not apply if the all-terrain vehicle is:
- 10 “(a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
- 11 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations; and
- 12 “(b) Being used on land owned or leased by the owner of the vehicle.”.
- 13 In line 42, delete “(4)” and insert “(5)”.
- 14 On page 3, after line 40, insert:
- 15 “**SECTION 3a.** ORS 821.202 is amended to read:
- 16 “821.202. (1) A person commits the offense of failure of a Class I or Class III all-terrain vehicle
- 17 operator or passenger to wear a motorcycle helmet if the person is under 18 years of age, operates
- 18 or rides on a Class I or Class III all-terrain vehicle on premises open to the public and is not
- 19 wearing a motorcycle helmet **with a fastened chin strap**.
- 20 “(2) The requirement to wear a motorcycle helmet **with a fastened chin strap** does not apply
- 21 if the all-terrain vehicle is:
- 22 “(a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
- 23 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations.
- 24 “(b) Being used on land owned or leased by the owner of the vehicle.
- 25 “(3) The offense described in this section, failure of a Class I or Class III all-terrain vehicle
- 26 operator or passenger to wear a motorcycle helmet, is a Class D traffic violation.
- 27 “**SECTION 3b.** ORS 821.203 is amended to read:
- 28 “821.203. (1) A person commits the offense of endangering a Class I or Class III all-terrain ve-
- 29 hicle operator or passenger if:
- 30 “(a) The person is operating a Class I or Class III all-terrain vehicle on premises open to the
- 31 public and the person carries another person on the Class I or Class III all-terrain vehicle who is
- 32 under 18 years of age and is not wearing a motorcycle helmet **with a fastened chin strap**; or
- 33 “(b) The person is the parent, legal guardian or person with legal responsibility for the safety
- 34 and welfare of a child under 18 years of age and the child operates or rides on a Class I or Class
- 35 III all-terrain vehicle on premises open to the public without wearing a motorcycle helmet **with a**

1 **fastened chin strap.**

2 “(2) The requirement to wear a motorcycle helmet **with a fastened chin strap** does not apply
3 if the all-terrain vehicle is:

4 “(a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
5 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations.

6 “(b) Being used on land owned or leased by the owner of the vehicle.

7 “(3) The offense described in this section, endangering a Class I or Class III all-terrain vehicle
8 operator or passenger, is a Class D traffic violation.”.

9 On page 4, after line 10, insert:

10 “(3) This section does not apply if the all-terrain vehicle is:

11 “(a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
12 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations; and

13 “(b) Being used on land owned or leased by the owner of the vehicle.”.

14 In line 11, delete “(3)” and insert “(4)”.

15 In line 24, delete “390.575” and insert “390.585”.

16 After line 24, insert:

17 “(2) This section does not apply if the all-terrain vehicle is:

18 “(a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
19 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations; and

20 “(b) Being used on land owned or leased by the owner of the vehicle.”.

21 In line 25, delete “(2)” and insert “(3)”.

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