

# Senate Bill 386

Sponsored by Senator L GEORGE (at the request of Steve Folkestad)

## 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**.

Allows operators of motorcycles or mopeds to pass vehicles in same lane during traffic slow-downs. Allows operators of motorcycles or mopeds to travel between lanes of traffic or between adjacent lines or rows of vehicles during traffic slowdowns.

## A BILL FOR AN ACT

1  
2 Relating to unlawful passing; amending ORS 814.240.

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

4 **SECTION 1.** ORS 814.240 is amended to read:

5 814.240. (1) A motorcycle operator or moped operator commits the offense of motorcycle or  
6 moped unlawful passing in a lane with a vehicle if the operator does any of the following:

7 (a) Overtakes and passes in the same lane occupied by the vehicle the operator is overtaking,  
8 unless the vehicle being passed is a motorcycle or a moped.

9 (b) Operates a moped or motorcycle between lanes of traffic or between adjacent lines or rows  
10 of vehicles.

11 **(2) Notwithstanding subsection (1) of this section, when traffic is stopped or has slowed  
12 to a speed of less than 10 miles per hour, a motorcycle or moped operator may:**

13 **(a) Overtake and pass in the same lane occupied by the vehicle the operator is overtak-**  
14 **ing.**

15 **(b) Operate a motorcycle or moped between lanes of traffic or between adjacent lines or**  
16 **rows of vehicles.**

17 **(3) A motorcycle or moped operator proceeding as described in subsection (2) of this**  
18 **section may not exceed a speed of 20 miles per hour.**

19 [(2)] (4) This section does not apply to a police officer in the performance of official duties.

20 [(3)] (5) The offense described in this section, motorcycle or moped unlawful passing in a lane  
21 with a vehicle, is a Class B traffic violation.

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**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.