

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 7 - 0 - 3
Yeas: Bentz, Berger, Boone, Gilman, Kahl, Weidner, Beyer
Nays: 0
Exc.: Bailey, Edwards D., Schaufler
Prepared By: Patrick Brennan, Administrator
Meeting Dates: 5/11, 5/15

WHAT THE MEASURE DOES: Requires persons under the age of 18 to wear motorcycle helmets while operating or riding as a passenger on a Class II all-terrain vehicle.

ISSUES DISCUSSED:

- Comparison between Class I and Class II all-terrain vehicles
- Goal of protecting young riders and operators

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Current law requires the wearing of motorcycle helmets for drivers and passengers of Class I and Class III all-terrain vehicles. Exceptions are for licensed agriculture and forestry uses and for persons using vehicles on land they own or lease. Senate Bill 583 adds an exception for registered Class II all-terrain vehicles with roofs or roll bars.

A Class II all-terrain vehicle, as defined at ORS 801.193, is any motor vehicle that: (1) Weighs more than a Class I all-terrain vehicle (800 pounds and up); (2) is designed for or capable of cross-country travel on or immediately over land, water, sand, snow, ice, marsh, swampland or other natural terrain; and (3) Is actually being operated off a highway or is being operated on a highway for agricultural purposes under ORS 821.191.

The definition of "Class I all-terrain vehicle," at ORS 801.190 includes "dry weight of 800 pounds or less."