

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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**Action:** Do Pass  
**Vote:** 5 - 0 - 0  
**Yeas:** George, Schrader, Starr, Verger, Metsger  
**Nays:** -  
**Exc.:** -  
**Prepared By:** Jim Stembridge, Administrator  
**Meeting Dates:** 3/12, 4/2

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**WHAT THE MEASURE DOES:** Requires the wearing of motorcycle helmets by drivers and passengers of Class II all-terrain vehicles who are under 18 years of age.

**ISSUES DISCUSSED:**

- Vehicle roofs and roll-bars
- Benefits of family recreation
- Availability of helmets for infants
- Oregon Parks and Recreation Department education and enforcement responsibilities
- Training availability

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Current statute 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. SB 583 adds an exception for registered Class II all-terrain vehicles with roofs or roll bars.

“Class II all-terrain vehicle”, defined at ORS 801.193, is any motor vehicle that: (1) Weighs more than a Class I all-terrain vehicle; (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.”