

House Bill 2079

Sponsored by Representative HUFFMAN (Presession filed.)

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**.

Requires operators and passengers to wear personal flotation device on any section of waters rated class III or higher on commonly accepted scale of river difficulty.

A BILL FOR AN ACT

1
2 Relating to personal flotation devices; amending ORS 830.215.

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

4 **SECTION 1.** ORS 830.215 is amended to read:

5 830.215. (1) All boats [*shall*] **must** carry at least one United States Coast Guard approved per-
6 sonal flotation device in good and serviceable condition for each person on board. Each device
7 [*shall*] **must** be of an appropriate size for the person for whom it is intended and [*shall*] **must** be
8 readily accessible whenever the boat is in use. As used in this subsection, a personal flotation device
9 is not "readily accessible" if it is stowed in a locked compartment or locker or is otherwise not
10 immediately, physically available to persons on board the boat in case of an emergency.

11 (2) The State Marine Board by [*regulation will*] **rule shall** classify types of **personal flotation**
12 devices and specify which types are approved for various classes of vessels. The [*regulations will*]
13 **rules must** be consistent with, but [*shall*] **may** not exceed those regulations promulgated by the
14 United States Coast Guard.

15 (3) **Notwithstanding the classification by the State Marine Board of the types of personal**
16 **flotation devices approved for various classes of vessels pursuant to subsection (2) of this**
17 **section, a person operating a boat on any section of waters rated class III or higher on a**
18 **commonly accepted scale of river difficulty, and all passengers in the boat, shall wear a**
19 **properly secured personal flotation device. The personal flotation device must be of a type**
20 **prescribed by rules adopted by the State Marine Board.**

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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.