

B-Engrossed
House Bill 2553

Ordered by the Senate June 3
Including House Amendments dated April 24 and Senate Amendments
dated June 3

Sponsored by Representative BRUUN (at the request of Family of Daniel Sawyer)

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.

Requires Department of Transportation to pay reasonable costs for removal of any vehicle, cargo or debris from state highway after motor vehicle accident of uninsured vehicle if accident resulted in death of person 18 years of age or younger. Creates [*exception*] **exceptions**.

A BILL FOR AN ACT

1
2 Relating to motor vehicle accidents.

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

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of the Oregon Vehicle**
5 **Code.**

6 **SECTION 2. (1) The Department of Transportation shall pay reasonable costs for the**
7 **removal of any vehicle, cargo or debris resulting from a motor vehicle accident if:**

8 (a) **The motor vehicle accident resulted in the death of a person 18 years of age or**
9 **younger;**

10 (b) **The accident occurred on a state highway;**

11 (c) **The surviving family members would otherwise be responsible for the cost of the**
12 **cleanup; and**

13 (d) **There is no insurance available.**

14 **(2) Subsection (1) of this section does not apply if:**

15 (a) **It is established by a preponderance of the evidence that the deceased was engaged**
16 **in conduct that would constitute a crime; or**

17 (b) **The vehicle of the deceased was not insured under a motor vehicle liability insurance**
18 **policy that complied with financial responsibility requirements under ORS 806.060.**

19 **SECTION 3. Section 2 of this 2009 Act applies to motor vehicle accidents occurring on**
20 **or after the effective date of this 2009 Act.**

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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.