

House Bill 3083

Sponsored by Representative BARKER

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 person to wear personal flotation device when using inner tube on waters of this state.
Punishes by maximum fine of \$360.

A BILL FOR AN ACT

Relating to personal flotation devices; creating new provisions; and amending ORS 830.990.

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

SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 830.

SECTION 2. (1) Every person using an inner tube must wear a United States Coast Guard approved personal flotation device in good and serviceable condition whenever the person is using an inner tube on the waters of this state. Each device must be of an appropriate size for the person for whom it is intended.

(2) The State Marine Board by rule shall classify types of personal flotation devices and specify which types are approved for use. The rules must be consistent with, but may not exceed, those regulations promulgated by the United States Coast Guard.

SECTION 3. ORS 830.990 is amended to read:

830.990. (1) A person who violates ORS 830.050, 830.088, 830.090, 830.092, 830.094, 830.230, 830.415, 830.710, 830.720, 830.770, 830.780, 830.810, 830.850 or 830.855, or rules adopted to carry out the purposes of those statutes, commits a Class D violation.

(2) A person who violates ORS 830.220, 830.240, 830.245, 830.250, 830.375, 830.475 (4), 830.480, 830.785, 830.805 or 830.825, or rules adopted to carry out the purposes of those statutes, commits a Class C violation.

(3) A person who violates ORS 830.110, 830.175, 830.180, 830.185, 830.195, 830.210, 830.215, 830.225, 830.235, 830.260, 830.300, 830.315 (2) and (3), 830.335, 830.340, 830.345, 830.350, 830.355, 830.360, 830.362, 830.365, 830.370, 830.410, 830.420, 830.495, 830.775, 830.795 or 830.830 **or section 2 of this 2009 Act**, or rules adopted to carry out the purposes of those statutes, commits a Class B violation.

(4) A person who violates ORS 830.305 or 830.390, or rules adopted to carry out the purposes of those statutes, commits a Class A violation.

(5) A person who violates ORS 830.383 or 830.909 commits a Class B misdemeanor.

(6) A person who violates ORS 830.035 (2), 830.053, 830.315 (1), 830.325, 830.475 (1), 830.730 or 830.955 (1) commits a Class A misdemeanor.

(7) A person who violates ORS 830.475 (2) commits a Class C felony.

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.