

# Senate Bill 369

Sponsored by Senator METSGER (at the request of Terry Wilmeth, Linda Minten)

## 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**.

Defines "quadricycle" for purposes of Oregon Vehicle Code.

Creates offense of failure of quadricycle operator to wear motorcycle helmet. Punishes by maximum of \$90 fine.

Authorizes inclusion of quadricycle safety promotion and public education in motorcycle safety program funded by Motorcycle Safety Subaccount.

Expands certain offenses relating to motorcycles to include quadricycles.

## A BILL FOR AN ACT

1  
2 Relating to quadricycles; creating new provisions; and amending ORS 801.041, 801.042, 802.320,  
3 803.415, 803.420, 803.525, 803.565, 805.103, 805.105, 805.115, 805.250, 807.020, 807.035, 807.280,  
4 809.419, 810.020, 811.385, 811.515, 811.525, 814.200, 814.240, 814.250, 814.275, 814.280, 814.290,  
5 814.320, 814.325, 815.125, 815.215, 816.050, 816.100, 816.320, 816.350, 821.040 and 822.030.

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

7 **SECTION 1. Sections 2 and 3 of this 2009 Act are added to and made a part of the Oregon**  
8 **Vehicle Code.**

9 **SECTION 2. "Quadricycle" means any self-propelled vehicle other than a farm tractor**  
10 **that:**

11 (1) **Has a seat or saddle for use of the rider;**

12 (2) **Has handlebars for the operator's use;**

13 (3) **Has a piston or rotor displacement of less than 800 cubic centimeters;**

14 (4) **Is designed to be operated on the highway; and**

15 (5) **Is designed to travel with four wheels in contact with the highway.**

16 **SECTION 3. (1) A person commits the offense of failure of a quadricycle operator to wear**  
17 **a motorcycle helmet if the person:**

18 (a) **Operates a quadricycle; and**

19 (b) **Is not wearing a motorcycle helmet.**

20 (2) **Exemptions from this section are established in ORS 814.290.**

21 (3) **The offense described in this section, failure of a quadricycle operator to wear a mo-**  
22 **torcycle helmet, is a Class D traffic violation.**

23 **SECTION 4. ORS 801.041 is amended to read:**

24 801.041. The following apply to the authority granted to counties by ORS 801.040 to establish  
25 registration fees for vehicles:

26 (1) An ordinance establishing registration fees under this section must be enacted by the county  
27 imposing the registration fee and filed with the Department of Transportation. Any ordinance es-  
28 tablishing registration fees that is enacted by the governing body of a county must be submitted to  
29 the electors of the county for their approval. The governing body of the county imposing the regis-

**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.

1 tration fee shall enter into an intergovernmental agreement under ORS 190.010 with the department  
 2 by which the department shall collect the registration fees, pay them over to the county and, if  
 3 necessary, allow the credit or credits described in ORS 803.445 (5). The intergovernmental agree-  
 4 ment must state the date on which the department shall begin collecting registration fees for the  
 5 county.

6 (2) The authority granted by this section allows the establishment of registration fees in addition  
 7 to those described in ORS 803.420. There is no authority under this section to affect registration  
 8 periods, qualifications, cards, plates, requirements or any other provision relating to vehicle regis-  
 9 tration under the vehicle code.

10 (3) Except as otherwise provided for in this subsection, when registration fees are imposed under  
 11 this section, they must be imposed on all vehicle classes. Registration fees as provided under this  
 12 section may not be imposed on the following:

13 (a) Snowmobiles and Class I all-terrain vehicles.

14 (b) Fixed load vehicles.

15 (c) Vehicles registered under ORS 805.100 to disabled veterans.

16 (d) Vehicles registered as antique vehicles under ORS 805.010.

17 (e) Vehicles registered as vehicles of special interest under ORS 805.020.

18 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.

19 (g) School buses or school activity vehicles registered under ORS 805.050.

20 (h) Law enforcement undercover vehicles registered under ORS 805.060.

21 (i) Vehicles registered on a proportional basis for interstate operation.

22 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 [(10)  
 23 or (11)] **(11) or (12)**.

24 (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.

25 (L) Travel trailers, campers and motor homes.

26 (4) Any registration fee imposed by a county must be a fixed amount not to exceed, with respect  
 27 to any vehicle class, the registration fee established under ORS 803.420 (1). For vehicles on which  
 28 a flat fee is imposed under ORS 803.420, the fee must be a whole dollar amount.

29 (5) Moneys from registration fees established under this section must be paid to the county es-  
 30 tablishing the registration fees as provided in ORS 802.110. The county ordinance shall provide for  
 31 payment of at least 40 percent of the money to cities within the county unless a different distrib-  
 32 ution is agreed to between the county and the cities within the jurisdiction of the county. The  
 33 moneys shall be used for any purpose for which moneys from registration fees may be used.

34 (6) Two or more counties may act jointly to impose a registration fee under this section. The  
 35 ordinance of each county acting jointly with another under this subsection must provide for the  
 36 distribution of moneys collected through a joint registration fee.

37 (7) Before the governing body of a county that overlaps a district can impose a registration fee  
 38 under this section, it must enter into an intergovernmental agreement under ORS 190.010 with the  
 39 governing bodies of that district and all counties, other districts and cities with populations of over  
 40 300,000 that overlap the district. The intergovernmental agreement must state the registration fees  
 41 and, if necessary, how the revenue from the fees are to be apportioned among the counties and the  
 42 districts. Before the governing body of a county can enter into such an intergovernmental agree-  
 43 ment, the county shall consult with the cities in its jurisdiction.

44 **SECTION 5.** ORS 801.042 is amended to read:

45 801.042. The following apply to the authority granted to a district by ORS 801.040 to establish

1 registration fees for vehicles:

2 (1) Before the governing body of a district can impose a registration fee under this section, it  
3 must submit the proposal to the electors of the district for their approval and, if the proposal is  
4 approved, enter into an intergovernmental agreement under ORS 190.010 with the governing bodies  
5 of all counties, other districts and cities with populations of over 300,000 that overlap the district.  
6 The intergovernmental agreement must state the registration fees and, if necessary, how the revenue  
7 from the fees shall be apportioned among counties and the districts. Before the governing body of  
8 a county can enter into such an intergovernmental agreement, the county shall consult with the  
9 cities in its jurisdiction.

10 (2) If a district raises revenues from a registration fee for purposes related to highways, roads,  
11 streets and roadside rest areas, the governing body of that district shall establish a Regional Arterial  
12 Fund and shall deposit in the Regional Arterial Fund all such registration fees.

13 (3) Interest received on moneys credited to the Regional Arterial Fund shall accrue to and be-  
14 come a part of the Regional Arterial Fund.

15 (4) The Regional Arterial Fund must be administered by the governing body of the district re-  
16 ferred to in subsection (2) of this section and such governing body by ordinance may disburse mon-  
17 eys in the Regional Arterial Fund. Moneys within the Regional Arterial Fund may be disbursed only  
18 for a program of projects recommended by a joint policy advisory committee on transportation  
19 consisting of local officials and state agency representatives designated by the district referred to  
20 in subsection (2) of this section. The projects for which the joint policy advisory committee on  
21 transportation can recommend funding must concern arterials, collectors or other improvements  
22 designated by the joint policy advisory committee on transportation.

23 (5) Ordinances establishing registration fees under this section must be filed with the Depart-  
24 ment of Transportation. The governing body of the district imposing the registration fee shall enter  
25 into an intergovernmental agreement under ORS 190.010 with the department by which the depart-  
26 ment shall collect the registration fees, pay them over to the district and, if necessary, allow the  
27 credit or credits described in ORS 803.445 (5). The intergovernmental agreement must state the date  
28 on which the department shall begin collecting registration fees for the district.

29 (6) The authority granted by this section allows the establishment of registration fees in addition  
30 to those described in ORS 803.420. There is no authority under this section to affect registration  
31 periods, qualifications, cards, plates, requirements or any other provision relating to vehicle regis-  
32 tration under the vehicle code.

33 (7) Except as otherwise provided for in this subsection, when registration fees are imposed under  
34 this section, the fees must be imposed on all vehicle classes. Registration fees as provided under this  
35 section may not be imposed on the following:

- 36 (a) Snowmobiles and Class I all-terrain vehicles.
- 37 (b) Fixed load vehicles.
- 38 (c) Vehicles registered under ORS 805.100 to disabled veterans.
- 39 (d) Vehicles registered as antique vehicles under ORS 805.010.
- 40 (e) Vehicles registered as vehicles of special interest under ORS 805.020.
- 41 (f) Government-owned or operated vehicles registered under ORS 805.040 or 805.045.
- 42 (g) School buses or school activity vehicles registered under ORS 805.050.
- 43 (h) Law enforcement undercover vehicles registered under ORS 805.060.
- 44 (i) Vehicles registered on a proportional basis for interstate operation.
- 45 (j) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420 [(10)]

1 or (11)] (11) or (12).

2 (k) Vehicles registered as farm vehicles under the provisions of ORS 805.300.

3 (L) Travel trailers, campers and motor homes.

4 (8) Any registration fee imposed by the governing body of a district must be a fixed amount not  
5 to exceed, with respect to any vehicle class, the registration fee established under ORS 803.420 (1).  
6 For vehicles on which a flat fee is imposed under ORS 803.420, the fee must be a whole dollar  
7 amount.

8 **SECTION 6.** ORS 802.320 is amended to read:

9 802.320. (1) In addition to any duties under ORS 802.310, the Department of Transportation, in  
10 consultation with the Transportation Safety Committee, shall establish a motorcycle safety program  
11 that complies with this section to the extent moneys are available for such program from the Mo-  
12 torcycle Safety Subaccount under ORS 802.340. The program established may include the following:

13 (a) Motorcycle **and quadricycle** safety promotion and public education.

14 (b) The development of training sites for courses approved by the department to teach safe and  
15 proper operation of motorcycles, **quadricycles** and mopeds.

16 (c) Classroom instruction and actual driving instruction necessary to teach safe and proper op-  
17 eration of motorcycles, **quadricycles** and mopeds.

18 (d) The development of a mobile training unit.

19 (e) The acquisition of films and equipment that may be loaned to the public for the encourage-  
20 ment of motorcycle, **quadricycle** and moped safety.

21 (f) [*The department may charge*] A fee for services provided under the program. Any fee charged  
22 by the department under this paragraph shall be established by rule and shall not be in an amount  
23 that will discourage persons from participating in safety programs offered by the department under  
24 this section.

25 (g) Advice and assistance, including monetary assistance, for motorcycle safety programs oper-  
26 ated by government or nongovernment organizations.

27 (h) Other education or safety programs the department determines will help promote the safe  
28 operation of motorcycles, **quadricycles** and mopeds, promote safe and lawful driving habits, assist  
29 in accident prevention and reduce the need for intensive highway policing.

30 (2) Subject to the State Personnel Relations Law under ORS chapter 240, the department shall  
31 employ such employees as the department determines necessary to carry out the purposes of this  
32 section to:

33 (a) Advise and assist motorcycle safety programs in this state.

34 (b) Act as a liaison between government agencies and advisory committees and interested  
35 motorcyclist groups.

36 (3) The department may provide for the performance of training and other functions of the pro-  
37 gram established under this section by contracting with any private or public organizations or en-  
38 tities the department determines appropriate to achieve the purposes of this section. The  
39 organizations the department may contract with under this subsection include, but are not limited  
40 to, nonprofit private organizations, private organizations that are operated for profit, public or pri-  
41 vate schools, community colleges or public agencies or political subdivision.

42 **SECTION 7.** ORS 803.415 is amended to read:

43 803.415. This section establishes registration periods for vehicles. The registration periods are  
44 periods described under ORS 803.400. Except as provided in the following, the registration period for  
45 any vehicle registered in this state by the Department of Transportation is a biennial registration

- 1 period:
- 2 (1) The following vehicles have permanent registration:
- 3 (a) Antique vehicles registered under ORS 805.010.
- 4 (b) Vehicles of special interest registered under ORS 805.020.
- 5 (c) Trailers that will be operated on the highways at a loaded weight of more than 8,000 pounds
- 6 and are not travel trailers, fixed load vehicles or special use trailers.
- 7 (2) Government-owned vehicles registered under ORS 805.040 have ownership registration.
- 8 (3) The following vehicles may be registered under annual or quarterly registration unless the
- 9 vehicles are registered under proportional registration under ORS 826.009 or proportional fleet
- 10 registration under ORS 826.011:
- 11 (a) Vehicles required to establish a registration weight under ORS 803.430.
- 12 (b) Commercial buses.
- 13 (c) Vehicles registered as farm vehicles under ORS 805.300.
- 14 (4) Snowmobiles are registered as provided in ORS 821.080.
- 15 (5) Vehicles operated by dealers who hold certificates under ORS 822.020 are as provided under
- 16 ORS 822.040.
- 17 (6) Trailers for hire that will be operated at a loaded weight of 8,000 pounds or less may be
- 18 registered as follows:
- 19 (a) Annual registration; or
- 20 (b) If registered under an agreement pursuant to ORS 802.500, for a period of time determined
- 21 as specified in the agreement or as determined by the department.
- 22 (7) Except as otherwise provided in subsection (10) of this section, the registration period for
- 23 electric vehicles and hybrid vehicles that use electricity and another source of motive power is a
- 24 biennial registration period except that the registration period for the following electric or hybrid
- 25 vehicles is an annual registration period:
- 26 (a) Commercial buses.
- 27 (b) Electric or hybrid vehicles registered as farm vehicles under ORS 805.300.
- 28 (c) Vehicles required to establish registration weight under ORS 803.430.
- 29 (8) Vehicles registered under ORS 805.100 have an ownership registration period.
- 30 (9) School vehicles registered under ORS 805.050 have ownership registration except that the
- 31 registration shall continue to be valid if ownership of the vehicle is transferred to a person who
- 32 continues to use the vehicle for purposes authorized by ORS 805.050.
- 33 (10) The following vehicles have a four-year registration period:
- 34 (a) New vehicles registered under ORS 803.420 (1) for which new registration plates will be is-
- 35 sued;
- 36 (b) New mopeds registered under ORS 803.420 (2) for which new registration plates will be is-
- 37 sued;
- 38 (c) New motorcycles registered under ORS 803.420 (3) for which new registration plates will be
- 39 issued; *[and]*
- 40 **(d) New quadricycles registered under ORS 803.420 (4) for which new registration plates**
- 41 **will be issued; and**
- 42 *[(d)]* (e) New vehicles registered under ORS 803.420 *[(9)(a)]* (10)(a) for which new registration
- 43 plates will be issued.
- 44 (11) A rental or leasing company, as defined in ORS 221.275, may elect an annual, a biennial or
- 45 a four-year registration period for the initial registration of a new vehicle registered under ORS

1 803.420 (1) or [(9)(a)] **(10)(a)** for which new registration plates will be issued if the company owns  
 2 the vehicle that is being registered. The subsequent renewal or reregistration periods for the vehicle  
 3 are biennial.

4 **SECTION 8.** ORS 803.420 is amended to read:

5 803.420. This section establishes registration fees for vehicles. If there is uncertainty as to the  
 6 classification of a vehicle for purposes of the payment of registration fees under the vehicle code,  
 7 the Department of Transportation may classify the vehicle to assure that registration fees for the  
 8 vehicle are the same as for vehicles the department determines to be comparable. The registration  
 9 fees for the vehicle shall be those based on the classification determined by the department. Except  
 10 as otherwise provided in this section, or unless the vehicle is registered quarterly, the fees described  
 11 in this section are for an entire registration period for the vehicle as described under ORS 803.415.  
 12 The department shall apportion any fee under this section to reflect the number of quarters regis-  
 13 tered for a vehicle registered for a quarterly registration period under ORS 803.415. The fees are  
 14 payable when a vehicle is registered and upon renewal of registration. Except as provided in ORS  
 15 801.041 (3) and 801.042 (7), the fee shall be increased by any amount established by the governing  
 16 body of a county or by the governing body of a district, as defined in ORS 801.237 under ORS  
 17 801.041 or 801.042 as an additional registration fee for the vehicle. The fees for registration of ve-  
 18 hicles are as follows:

19 (1) Vehicles not otherwise provided for in this section or ORS 821.320, \$27 for each year of the  
 20 registration period.

21 (2) Mopeds, \$15 for each year of the registration period.

22 (3) Motorcycles, \$15 for each year of the registration period.

23 **(4) Quadricycles, \$15 for each year of the registration period.**

24 [(4)] (5) Government-owned vehicles registered under ORS 805.040, \$3.50.

25 [(5)] (6) State-owned vehicles registered under ORS 805.045, \$3.50 on registration or renewal.

26 [(6)] (7) Undercover vehicles registered under ORS 805.060, \$3.50 on registration or renewal.

27 [(7)] (8) Antique vehicles registered under ORS 805.010, \$54.

28 [(8)] (9) Vehicles of special interest registered under ORS 805.020, \$81.

29 [(9)] **(10)** Electric vehicles and hybrid vehicles that use electricity and another source of motive  
 30 power, as follows:

31 (a) The registration fee for an electric or hybrid vehicle not otherwise described in this sub-  
 32 section is \$27 for each year of the registration period.

33 (b) The registration fee for electric or hybrid vehicles that have two or three wheels is \$27. This  
 34 paragraph does not apply to electric or hybrid mopeds. Electric or hybrid mopeds are subject to the  
 35 same registration fee as otherwise provided for mopeds under this section.

36 (c) The registration fees for the following electric or hybrid vehicles are the same as for com-  
 37 parable nonelectric vehicles described in this section plus 50 percent of such fee:

38 (A) Motor homes.

39 (B) Commercial buses.

40 (C) Vehicles registered as farm vehicles under ORS 805.300.

41 (D) Vehicles required to establish registration weight under ORS 803.430 or 826.013.

42 [(10)] **(11)** Motor vehicles required to establish a registration weight under ORS 803.430 or  
 43 826.013, and commercial buses as provided in the following chart, based upon the weight submitted  
 44 in the declaration of weight prepared under ORS 803.435 or 826.015:

1	Weight in Pounds		Fee
2			
3	8,000	or less	\$ 27
4	8,001	to 10,000	169
5	10,001	to 12,000	192
6	12,001	to 14,000	215
7	14,001	to 16,000	238
8	16,001	to 18,000	261
9	18,001	to 20,000	291
10	20,001	to 22,000	314
11	22,001	to 24,000	345
12	24,001	to 26,000	375
13	26,001	to 28,000	184
14	28,001	to 30,000	192
15	30,001	to 32,000	207
16	32,001	to 34,000	215
17	34,001	to 36,000	230
18	36,001	to 38,000	238
19	38,001	to 40,000	253
20	40,001	to 42,000	261
21	42,001	to 44,000	276
22	44,001	to 46,000	284
23	46,001	to 48,000	291
24	48,001	to 50,000	307
25	50,001	to 52,000	322
26	52,001	to 54,000	330
27	54,001	to 56,000	337
28	56,001	to 58,000	352
29	58,001	to 60,000	368
30	60,001	to 62,000	383
31	62,001	to 64,000	398
32	64,001	to 66,000	406
33	66,001	to 68,000	421
34	68,001	to 70,000	429
35	70,001	to 72,000	444
36	72,001	to 74,000	452
37	74,001	to 76,000	467
38	76,001	to 78,000	475
39	78,001	to 80,000	490
40	80,001	to 82,000	498
41	82,001	to 84,000	513
42	84,001	to 86,000	521
43	86,001	to 88,000	536
44	88,001	to 90,000	544
45	90,001	to 92,000	559

1	92,001	to	94,000	567
2	94,001	to	96,000	582
3	96,001	to	98,000	590
4	98,001	to	100,000	598
5	100,001	to	102,000	613
6	102,001	to	104,000	621
7	104,001	to	105,500	636

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10 [(11)(a)] (12)(a) Motor vehicles with a registration weight of more than 8,000 pounds that are  
 11 described in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017  
 12 (14), that are certified under ORS 822.205 or that are used exclusively to transport manufactured  
 13 structures, as provided in the following chart:

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16	Weight in Pounds		Fee
17	8,001	to 10,000	\$ 50
18	10,001	to 12,000	60
19	12,001	to 14,000	65
20	14,001	to 16,000	75
21	16,001	to 18,000	80
22	18,001	to 20,000	90
23	20,001	to 22,000	95
24	22,001	to 24,000	105
25	24,001	to 26,000	110
26	26,001	to 28,000	120
27	28,001	to 30,000	125
28	30,001	to 32,000	135
29	32,001	to 34,000	140
30	34,001	to 36,000	150
31	36,001	to 38,000	155
32	38,001	to 40,000	165
33	40,001	to 42,000	170
34	42,001	to 44,000	180
35	44,001	to 46,000	185
36	46,001	to 48,000	190
37	48,001	to 50,000	200
38	50,001	to 52,000	210
39	52,001	to 54,000	215
40	54,001	to 56,000	220
41	56,001	to 58,000	230
42	58,001	to 60,000	240
43	60,001	to 62,000	250
44	62,001	to 64,000	260
45	64,001	to 66,000	265



1	66,001	to	68,000	275
2	68,001	to	70,000	280
3	70,001	to	72,000	290
4	72,001	to	74,000	295
5	74,001	to	76,000	305
6	76,001	to	78,000	310
7	78,001	to	80,000	320
8	80,001	to	82,000	325
9	82,001	to	84,000	335
10	84,001	to	86,000	340
11	86,001	to	88,000	350
12	88,001	to	90,000	355
13	90,001	to	92,000	365
14	92,001	to	94,000	370
15	94,001	to	96,000	380
16	96,001	to	98,000	385
17	98,001	to	100,000	390
18	100,001	to	102,000	400
19	102,001	to	104,000	405
20	104,001	to	105,500	415

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23 (b) The owner of a vehicle described in paragraph (a) of this subsection must certify at the time  
24 of initial registration, in a manner determined by the department by rule, that the motor vehicle  
25 will be used exclusively to transport manufactured structures or exclusively as described in ORS  
26 822.210, 825.015 or 825.017 (14). Registration of a vehicle described in paragraph (a) of this sub-  
27 section is invalid if the vehicle is operated in any manner other than that described in the certif-  
28 ication under this paragraph.

29 [(12)] (13) Trailers registered under permanent registration, \$10.

30 [(13)] (14) Fixed load vehicles as follows:

31 (a) If a declaration of weight described under ORS 803.435 is submitted establishing the weight  
32 of the vehicle at 3,000 pounds or less, \$54.

33 (b) If no declaration of weight is submitted or if the weight of the vehicle is in excess of 3,000  
34 pounds, \$75.

35 [(14)] (15) Trailers for hire that are equipped with pneumatic tires made of an elastic material  
36 and that are not travel trailers or trailers registered under permanent registration, \$27.

37 [(15)] (16) Trailers registered as part of a fleet under an agreement reached pursuant to ORS  
38 802.500, the same as the fee for vehicles of the same type registered under other provisions of the  
39 Oregon Vehicle Code.

40 [(16)] (17) Travel trailers, campers and motor homes as follows, based on length as determined  
41 under ORS 803.425:

42 (a) For travel trailers or campers that are 6 to 10 feet in length, \$81.

43 (b) For travel trailers or campers over 10 feet in length, \$81 plus \$6.75 a foot for each foot of  
44 length over the first 10 feet.

45 (c) For motor homes that are 6 to 14 feet in length, \$54.

1 (d) For motor homes over 14 feet in length, \$126 plus \$7.50 a foot for each foot of length over  
 2 the first 10 feet.

3 [(17)] (18) Special use trailers as follows, based on length as determined under ORS 803.425:

4 (a) For lengths 6 to 10 feet, \$54.

5 (b) For special use trailers over 10 feet in length, \$54 plus \$3 a foot for each foot of length over  
 6 the first 10 feet.

7 [(18)] (19) Fees for vehicles with proportional registration under ORS 826.009, or proportioned  
 8 fleet registration under ORS 826.011, are as provided for vehicles of the same type under this section  
 9 except that the fees shall be fixed on an apportioned basis as provided under the agreement estab-  
 10 lished under ORS 826.007.

11 [(19)] (20) For any vehicle that is registered under a quarterly registration period, a minimum  
 12 of \$15 for each quarter registered plus an additional fee of \$1.

13 [(20)] (21) In addition to any other fees charged for registration of vehicles in fleets under ORS  
 14 805.120, the department may charge the following fees:

15 (a) A \$2 service charge for each vehicle entered into a fleet.

16 (b) A \$1 service charge for each vehicle in the fleet at the time of renewal.

17 [(21)] (22) The registration fee for vehicles with special registration for disabled veterans under  
 18 ORS 805.100 is a fee of \$15.

19 [(22)] (23) Subject to subsection [(19)] (20) of this section, the registration fee for motor vehicles  
 20 registered as farm vehicles under ORS 805.300 is as follows based upon the registration weight given  
 21 in the declaration of weight submitted under ORS 803.435:

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Weight in Pounds	Fee
8,000 or less	\$ 27
8,001 to 10,000	30
10,001 to 12,000	35
12,001 to 14,000	45
14,001 to 16,000	50
16,001 to 18,000	60
18,001 to 20,000	65
20,001 to 22,000	75
22,001 to 24,000	80
24,001 to 26,000	90
26,001 to 28,000	95
28,001 to 30,000	105
30,001 to 32,000	110
32,001 to 34,000	120
34,001 to 36,000	125
36,001 to 38,000	135
38,001 to 40,000	140
40,001 to 42,000	150
42,001 to 44,000	155
44,001 to 46,000	165
46,001 to 48,000	170

1	48,001	to	50,000	180
2	50,001	to	52,000	185
3	52,001	to	54,000	190
4	54,001	to	56,000	200
5	56,001	to	58,000	210
6	58,001	to	60,000	215
7	60,001	to	62,000	220
8	62,001	to	64,000	230
9	64,001	to	66,000	240
10	66,001	to	68,000	245
11	68,001	to	70,000	250
12	70,001	to	72,000	260
13	72,001	to	74,000	265
14	74,001	to	76,000	275
15	76,001	to	78,000	280
16	78,001	to	80,000	290
17	80,001	to	82,000	295
18	82,001	to	84,000	305
19	84,001	to	86,000	310
20	86,001	to	88,000	320
21	88,001	to	90,000	325
22	90,001	to	92,000	335
23	92,001	to	94,000	340
24	94,001	to	96,000	350
25	96,001	to	98,000	355
26	98,001	to	100,000	365
27	100,001	to	102,000	370
28	102,001	to	104,000	380
29	104,001	to	105,500	385

30  
31

32        [(23)] (24) The registration fee for school vehicles registered under ORS 805.050 is \$7.50.

33        [(24)] (25) The registration fee for a low-speed vehicle is \$54.

34        [(25)] (26) A rental or leasing company, as defined in ORS 221.275, that elects to initially regis-  
35        ter a vehicle for an annual or biennial registration period shall pay a fee of \$1 in addition to the  
36        vehicle registration fee provided under this section.

37        [(26)] (27) Racing activity vehicles registered under ORS 805.035, \$81.

38        **SECTION 9.** ORS 803.525 is amended to read:

39        803.525. The Department of Transportation shall issue two registration plates for every vehicle  
40        that is registered by the department except as otherwise provided in this section. Upon renewal or  
41        when otherwise provided under ORS 803.555, the department may issue stickers in lieu of or in ad-  
42        dition to registration plates. The following shall be issued plates as described:

43        (1) Only one registration plate shall be issued for a moped, motorcycle, **quadricycle**, trailer,  
44        antique vehicle or vehicle of special interest registered by the department.

45        (2) Only one plate shall be issued for a camper that is registered. Stickers may be issued in lieu

1 of a plate.

2 **SECTION 10.** ORS 803.565 is amended to read:

3 803.565. (1) Except as provided in subsections (2) and (3) of this section, when a person who has  
4 a vehicle dealer certificate issued under ORS 822.020 or a towing business certificate issued under  
5 ORS 822.205 sells a motor vehicle that has valid Oregon registration plates, the person shall remove  
6 the registration stickers from the registration plates of the vehicle if the vehicle:

7 (a) Has a gross vehicle weight rating of 8,000 pounds or less;

8 (b) Is designed to carry passengers; and

9 (c) Is not a motorcycle, **quadricycle**, moped or snowmobile.

10 (2) A person who has a vehicle dealer certificate issued under ORS 822.020 need not remove  
11 registration stickers under subsection (1) of this section if:

12 (a) The person submits title and registration documents to the Department of Transportation on  
13 behalf of the buyer of the vehicle; or

14 (b) The person sells the vehicle to another person who has a vehicle dealer certificate issued  
15 under ORS 822.020.

16 (3) A person who has a towing business certificate issued under ORS 822.205 need not remove  
17 registration stickers under subsection (1) of this section if the person sells the vehicle to a person  
18 who has a vehicle dealer certificate issued under ORS 822.020 or to a person who has a dismantler  
19 certificate issued under ORS 822.110.

20 **SECTION 11.** ORS 805.103 is amended to read:

21 805.103. (1) The Department of Transportation shall provide for issuance of registration plates  
22 for a motor vehicle registered under ORS 803.420 (1) or [(9)(a)] **(10)(a)**, in a manner consistent with  
23 this section, to motor vehicle owners who qualify for the plates as Congressional Medal of Honor  
24 recipients under subsection (2) this section.

25 (2) A person who is a Congressional Medal of Honor recipient qualifies for registration plates  
26 under this section if the person provides the department with a certificate from the United States  
27 Department of Veterans Affairs attesting to the person's status as a Congressional Medal of Honor  
28 recipient.

29 (3) Registration plates issued under this section shall be considered customized registration  
30 plates for purposes of the fee required in ORS 805.250.

31 (4) The department may not issue registration plates for a motor vehicle under this section if  
32 another motor vehicle owned by the applicant has been issued registration plates under this section.

33 (5) The registration plates issued under this section shall:

34 (a) Be issued with a unique background design determined by the department;

35 (b) Be issued with a specific configuration as determined by the department;

36 (c) Contain the words "Medal of Honor";

37 (d) Contain the image of the Congressional Medal of Honor; and

38 (e) Meet the requirements for registration plates under ORS 803.535.

39 (6) If there is a transfer of interest in the motor vehicle to which the registration plate under  
40 this section is assigned, or if the motor vehicle is totaled and not reconstructed, the motor vehicle  
41 owner shall remove the registration plate. The Congressional Medal of Honor recipient may retain  
42 the registration plate, but the registration plate may not be placed on any other motor vehicle un-  
43 less the registration plate is transferred as set forth in subsection (7) of this section.

44 (7) If the motor vehicle owner qualifies for the registration plates under subsection (2) of this  
45 section, the department may transfer registration plates issued under this section to another motor

1 vehicle registered under ORS 803.420 (1) or [(9)(a)] **(10)(a)**, as set forth in ORS 805.242.

2 (8) The department shall cancel any registration plates issued under this section if the depart-  
3 ment determines that the motor vehicle is owned by a person who does not qualify for the regis-  
4 tration plates under subsection (2) of this section or that the motor vehicle is not registered under  
5 ORS 803.420 (1) or [(9)(a)] **(10)(a)**.

6 (9) The department may adopt rules necessary to carry out the provisions of this section.

7 **SECTION 12.** ORS 805.105 is amended to read:

8 805.105. (1) The Department of Transportation shall establish a veterans' recognition registra-  
9 tion plate program to issue registration plates called "veterans' recognition registration plates"  
10 upon request to an owner of any motor vehicle registered under ORS 803.420 (1) or [(9)(a)] **(10)(a)**  
11 if the owner of the motor vehicle qualifies for the plates. Rules adopted under this section shall in-  
12 clude, but need not be limited to, rules that:

13 (a) Describe general qualifications to be met by any veterans' group in order to be eligible for  
14 a veterans' recognition registration plate issued under this section.

15 (b) Specify circumstances under which the department may cease to issue veterans' recognition  
16 registration plates.

17 (c) Specify what constitutes proof of veteran status for issuance of a veterans' recognition reg-  
18 istration plate, if such proof is required by a veterans' group or by the Director of Veterans' Affairs.

19 (d) Specify what constitutes proof that a person is a surviving family member of a person who  
20 was killed in action during an armed conflict while serving in the Armed Forces of the United  
21 States. The department may only issue a veteran's recognition registration plate displaying a gold  
22 star decal and the words "Gold Star Family" to a person who is a parent, spouse or dependent of  
23 a person who was killed in action during an armed conflict while serving in the Armed Forces of  
24 the United States.

25 (2)(a) In addition to any other fee authorized by law, upon issuance of a veterans' recognition  
26 registration plate under this section and upon renewal of registration for a vehicle that has plates  
27 issued under this section, the department shall collect a surcharge of \$2.50 per plate for each year  
28 of the registration period for the vehicle as described under ORS 803.415.

29 (b) Except as otherwise provided in paragraph (c) of this subsection, net proceeds of the sur-  
30 charge collected by the department for the veterans' recognition registration plate shall be deposited  
31 in the trust fund established under ORS 406.050 for paying the expenses of operating the Oregon  
32 Veterans' Home.

33 (c) If the department issues a veterans' recognition registration plate that names, describes or  
34 represents a veterans' group, that veterans' group may designate an account into which the net  
35 proceeds of the surcharge collected by the department under this section are to be deposited. The  
36 department shall keep accurate records of the number of plates issued under this paragraph for each  
37 veterans' group and, after payment of administrative expenses of the department, shall deposit  
38 moneys collected under this subsection into the specified account.

39 (d) Deposits under this subsection shall be made quarterly.

40 (3)(a) In consultation with the Department of Transportation, the Director of Veterans' Affairs  
41 shall design the veterans' recognition registration plate.

42 (b) If the department issues a veterans' recognition registration plate to recognize a veterans'  
43 group, the department shall, in consultation with the requesting veterans' group, add words or a  
44 military-related decal to the veterans' recognition registration plate that names, describes or re-  
45 presents the veterans' group.

1 (c) The department shall add a gold star decal and the words “Gold Star Family” to a veterans’  
2 recognition registration plate background to recognize surviving family members of persons killed  
3 in action during an armed conflict while serving in the Armed Forces of the United States.

4 (d) Except as otherwise required by the design, veterans’ recognition registration plates must  
5 comply with the requirements of ORS 803.535.

6 (4) The department shall determine how many sets of veterans’ recognition registration plates  
7 will be manufactured. If the department does not sell or issue renewal for 500 sets of veterans’ re-  
8 cognition registration plates in any one year, the department shall cease production of veterans’  
9 recognition registration plates. For the purposes of this section, veterans’ recognition registration  
10 plates that name, describe or represent a veterans’ group are included in the total number of vet-  
11 erans’ recognition registration plates issued.

12 **SECTION 13.** ORS 805.115 is amended to read:

13 805.115. (1) In the absence of just cause for refusal, the Department of Transportation shall  
14 provide for registration in a manner consistent with this section for persons who qualify under this  
15 section as active members of the Oregon National Guard. The special registration provisions under  
16 this section are subject to the following:

17 (a) The fee to register or renew registration under this section shall be the regular registration  
18 fee for the vehicle.

19 (b) Any motor vehicle registered under ORS 803.420 (1) and [(16)(c)] (17)(c) and (d) may be reg-  
20 istered under this section.

21 (2) A person is eligible for registration under this section if the person is issued a certificate  
22 by the Oregon Military Department certifying that the person is an active member of the Oregon  
23 National Guard.

24 (3) The department may suspend, revoke or refuse to renew any registration issued under this  
25 section if the department determines that the vehicle is owned by a person not qualified for regis-  
26 tration under this section or that the vehicle is not eligible for registration under this section.

27 (4) The Oregon Military Department shall notify the Department of Transportation within 30  
28 days if a person issued a certificate described in subsection (2) of this section ceases to be an active  
29 member of the Oregon National Guard.

30 **SECTION 14.** ORS 805.250 is amended to read:

31 805.250. This section establishes fees for issuance of registration plates authorized under ORS  
32 805.200. If a fee for plates authorized in ORS 805.200 is not established in this section, the fee is the  
33 same fee as established under ORS 803.570. Where a fee is established under this section, the fee  
34 is in addition to the fee established under ORS 803.570 unless otherwise provided in the following:

35 (1) Amateur radio operator registration plates issued under ORS 805.230, \$5.

36 (2) Customized registration plates issued under ORS 805.240:

37 (a) For original issuance or renewal, \$25 annual fee.

38 (b) For issuance of a duplicate or replacement plate, \$5 when the plate is issued at the time of  
39 renewal of registration or \$10 when the plate is issued at any other time.

40 (3) Special interest registration plates approved under ORS 805.210 are approved without cost  
41 except as provided in this subsection, including without payment of the fee established under ORS  
42 803.570. If identifying stickers are required, \$1 per sticker or pair of stickers.

43 (4) Dealer plates issued under ORS 822.020 and 822.040 are as follows:

44 (a) For the original dealer plate, no fee except the fee established under ORS 803.570.

45 (b) For replacement dealer plates, \$10 for each plate except that persons dealing exclusively in

1 motorcycles, **quadricycles**, mopeds, snowmobiles or any combination of those vehicles shall pay only  
2 \$3 for each replacement plate.

3 (c) For additional plates, or for renewal of registration, \$42, except that persons dealing exclu-  
4 sively in motorcycles, **quadricycles**, mopeds or snowmobiles or any combination of those vehicles  
5 shall pay only \$9 for each additional plate, or for renewal of registration.

6 (5) Special vehicle transporter plates or devices issued under ORS 822.310, \$5 for each plate or  
7 device.

8 **SECTION 15.** ORS 807.020 is amended to read:

9 807.020. A person who is granted a driving privilege by this section may exercise the driving  
10 privilege described without violation of the requirements under ORS 807.010. A grant of driving  
11 privileges to operate a motor vehicle under this section is subject to suspension and revocation the  
12 same as other driving privileges granted under the vehicle code. This section is in addition to any  
13 exemptions from the vehicle code under ORS 801.026. The following persons are granted the de-  
14 scribed driving privileges:

15 (1) A person who is not a resident of this state or who has been a resident of this state for less  
16 than 30 days may operate a motor vehicle without an Oregon license or driver permit if the person  
17 holds a current out-of-state license issued to the person. For the purpose of this subsection, a person  
18 is a resident of this state if the person meets the residency requirements described in ORS 807.062.  
19 To qualify under this subsection, the person must have the out-of-state license or driver permit in  
20 the person's possession. A person is not granted driving privileges under this subsection:

21 (a) If the person is under the minimum age required to be eligible for driving privileges under  
22 ORS 807.060;

23 (b) During a period of suspension or revocation by this state or any other jurisdiction of driving  
24 privileges or of the right to apply for a license or driver permit issued by this state or any other  
25 jurisdiction; or

26 (c) That exceed the driving privileges granted to the person by the out-of-state license or driver  
27 permit.

28 (2) A person in the Armed Forces of the United States may operate a motor vehicle without an  
29 Oregon license or driver permit if the person:

30 (a) Has a current out-of-state license or driver permit issued by the Armed Forces; and

31 (b) Is operating an official motor vehicle in the course of the person's duties in the Armed  
32 Forces.

33 (3) A person without a license or driver permit may operate a road roller or road machinery  
34 that is not required to be registered under the laws of this state.

35 (4) A person without a license or driver permit may temporarily operate, draw, move or propel  
36 a farm tractor or implement of husbandry.

37 (5) A person without a license or driver permit may operate a motor vehicle to demonstrate  
38 driving ability during the course of an examination administered under ORS 807.070 for the purpose  
39 of qualifying for a license or driver permit. This subsection only applies when an authorized exam-  
40 iner is in a seat beside the driver of the motor vehicle.

41 (6) Driving privileges for snowmobiles are exclusively as provided in ORS 821.150.

42 (7) Driving privileges for Class I all-terrain vehicles are exclusively as provided in ORS 821.170.

43 (8) Driving privileges for Class III all-terrain vehicles are exclusively as provided in ORS  
44 821.172.

45 (9) A person without a license or driver permit may operate a golf cart in accordance with an

1 ordinance adopted under ORS 810.070.

2 (10) The spouse of a member of the Armed Forces of the United States on active duty who is  
 3 accompanying the member on assignment in this state may operate a motor vehicle if the spouse  
 4 has a current out-of-state license or driver permit issued to the spouse by another state in the  
 5 spouse's possession.

6 (11) A person who is a member of the Armed Forces of the United States on active duty may  
 7 operate a motor vehicle if the person has a current out-of-state license or driver permit in the per-  
 8 son's possession that is issued to the person by the person's state of domicile or by the Armed  
 9 Forces of the United States in a foreign country. Driving privileges described under this subsection  
 10 that are granted by the Armed Forces apply only for a period of 45 days from the time the person  
 11 returns to the United States.

12 (12) A person who does not hold a motorcycle endorsement may operate a motorcycle **or**  
 13 **quadricycle** if the person is:

14 (a) Within an enclosed cab; or

15 (b) Operating a vehicle designed to travel with three wheels in contact with the ground at  
 16 speeds of less than 15 miles per hour.

17 (13) A person may operate a bicycle that is not an electric assisted bicycle without any grant  
 18 of driving privileges.

19 (14) A person may operate an electric assisted bicycle without a driver license or driver permit  
 20 if the person is 16 years of age or older.

21 (15) A person may operate a motor assisted scooter without a driver license or driver permit if  
 22 the person is 16 years of age or older.

23 (16) A person who is not a resident of this state or who has been a resident of this state for less  
 24 than 30 days may operate a motor vehicle without an Oregon license or driver permit if the person  
 25 is at least 15 years of age and has in the person's possession a current out-of-state equivalent of a  
 26 Class C instruction driver permit issued to the person. For the purpose of this subsection, a person  
 27 is a resident of this state if the person meets the residency requirements described in ORS 807.062.  
 28 A person operating a motor vehicle under authority of this subsection has the same privileges and  
 29 is subject to the same restrictions as a person operating under the authority of a Class C instruction  
 30 driver permit issued as provided in ORS 807.280.

31 (17) A person may operate an electric personal assistive mobility device without any grant of  
 32 driving privileges if the person is 16 years of age or older.

33 **SECTION 16.** ORS 807.035 is amended to read:

34 807.035. This section describes the type of driving privileges granted by various endorsements  
 35 issued by this state. The following endorsements grant the driving privileges described:

36 (1) A motorcycle endorsement authorizes a person to operate any motorcycle **or quadricycle**.

37 (2) A hazardous materials endorsement authorizes a person to operate a vehicle transporting  
 38 hazardous materials.

39 (3) A tank vehicle endorsement authorizes a person to operate tank vehicles.

40 (4) A passenger endorsement authorizes a person to operate a vehicle that is designed to  
 41 transport 16 or more persons, including the driver, but that is not a school bus.

42 (5) A school bus endorsement authorizes a person to operate a school bus if the person also  
 43 holds a valid passenger endorsement.

44 (6) A double and triple trailer endorsement authorizes a person to operate a commercial motor  
 45 vehicle with double and triple trailer combinations.



1 (7) A combined endorsement authorizes a person to operate a tank vehicle, transport hazardous  
 2 materials and transport hazardous materials in a tank vehicle.

3 (8) A Class A farm endorsement authorizes a person to:

4 (a) Operate or tow any vehicle that can be operated by the holder of a Class A commercial  
 5 driver license if the vehicle is:

6 (A) Controlled or operated by a farmer;

7 (B) Used to transport agricultural products, farm machinery or farm supplies to or from a farm;

8 (C) Not used in the operation of a common or contract motor carrier; and

9 (D) Used within 150 miles of the farmer's farm.

10 (b) Operate any vehicle described in paragraph (a) of this subsection that is transporting haz-  
 11 ardous materials if the vehicle is placarded in accordance with law.

12 (c) Operate any vehicle described in paragraph (a) of this subsection that is a tank vehicle or  
 13 a double trailer combination without holding a tank vehicle endorsement or a double and triple  
 14 trailer endorsement.

15 (9) A Class B farm endorsement authorizes a person to:

16 (a) Operate or tow any vehicle that can be operated or towed by the holder of a Class B com-  
 17 mercial driver license if the vehicle is:

18 (A) Controlled or operated by a farmer;

19 (B) Used to transport agricultural products, farm machinery or farm supplies to or from a farm;

20 (C) Not used in the operation of a common or contract motor carrier; and

21 (D) Used within 150 miles of the farmer's farm.

22 (b) Operate any vehicle described in paragraph (a) of this subsection that is transporting haz-  
 23 ardous materials if the vehicle is placarded in accordance with law.

24 (c) Operate any vehicle described in paragraph (a) of this subsection that is a tank vehicle  
 25 without holding a tank vehicle endorsement.

26 **SECTION 17.** ORS 807.280 is amended to read:

27 807.280. The Department of Transportation shall provide for the issuance of instruction driver  
 28 permits in a manner consistent with this section. A person who is issued an instruction driver per-  
 29 mit may exercise the same driving privileges as those under the class of license or endorsement for  
 30 which the permit is issued except as provided in this section or under the permit. Except as other-  
 31 wise provided in this section, an instruction driver permit is subject to the fees, provisions, condi-  
 32 tions, prohibitions and penalties applicable to a license or endorsement granting the same driving  
 33 privileges. The following apply to an instruction driver permit:

34 (1) An instruction driver permit is subject to the same classifications and endorsements as a li-  
 35 cense. The department may issue an instruction driver permit to grant the same driving privileges  
 36 as a Class A commercial, Class B commercial, Class C commercial or Class C driver license or as  
 37 a motorcycle endorsement, but the permit will also be subject to the provisions of this section.

38 (2) The department may issue an instruction driver permit to a person who is qualified to obtain  
 39 the same driving privileges under the corresponding class of license or type of endorsement except  
 40 for the person's age or lack of experience in the operation of motor vehicles subject to the following:

41 (a) An applicant must be 15 years of age or older to receive the same driving privileges as are  
 42 granted under a Class C license.

43 (b) An applicant must be 16 years of age or older and have a commercial driver license or a  
 44 Class C license to receive the same driving privileges as are granted under a motorcycle endorse-  
 45 ment.

1 (c) An applicant must be 18 years of age or older to receive the same driving privileges as are  
2 granted under any class of license not otherwise provided for under this subsection.

3 (3) The fees required for issuance or renewal of an instruction driver permit are the instruction  
4 driver permit fees under ORS 807.370.

5 (4) A Class C instruction driver permit shall be valid for 24 months from the date of issuance.  
6 All other instruction driver permits issued under this section shall be valid for one year from the  
7 date of issuance.

8 (5) When a permit expires or is about to expire, the department shall renew the permit if the  
9 holder of the permit qualifies for renewal of the permit under this section and applies for renewal:

10 (a) Within one year of the expiration of a permit issued under this section; or

11 (b) Within six months after the applicant is discharged from the Armed Forces of the United  
12 States if the applicant held a permit issued by this state at the time of the applicant's entry into the  
13 Armed Forces.

14 (6) To qualify for renewal of a permit, a person must meet all of the requirements for the type  
15 of permit sought to be renewed, except that the department may waive the examination unless the  
16 department has reason to believe that the applicant is not qualified for the permit.

17 (7) A permit that is renewed under this section may be used on or after the date of issuance.  
18 If the department issues a permit renewal to a person under this section before the expiration of the  
19 permit being renewed, the older permit is invalid. A permit that becomes invalid under this sub-  
20 section shall be surrendered to the department.

21 (8) The holder of the permit may not operate a motor vehicle unless the holder has the permit  
22 in the holder's immediate possession and is accompanied by a person with a class of license granting  
23 the same driving privileges or a license with an endorsement granting the same driving privileges  
24 who is not less than 21 years of age. The accompanying person must be occupying a seat beside the  
25 holder of the permit unless the permit is for motorcycle driving privileges. For a permit granting  
26 motorcycle driving privileges, the holder of the permit must be in the company and under the  
27 supervision and visual observation of the accompanying person and the accompanying person must  
28 be operating a separate motorcycle. If the permit authorizes its holder to operate a commercial  
29 motor vehicle, the accompanying person must have a commercial driver license and the proper  
30 endorsements for the vehicle being operated by the holder of the permit. The holder of the permit  
31 may not operate any motor vehicle transporting hazardous materials.

32 (9) The holder of a permit granting motorcycle **or quadricycle** driving privileges is subject to  
33 the following in addition to any other requirements under this section:

34 (a) The holder may only operate a motorcycle **or quadricycle** during daylight hours.

35 (b) The holder may not carry any passengers on the motorcycle **or quadricycle**.

36 (c) The holder of the permit must wear an approved helmet while operating a motorcycle **or**  
37 **quadricycle**.

38 (10)(a) The department may issue an instruction driver permit to a person with a limited vision  
39 condition if a rehabilitation training specialist certifies to the department that the person has suc-  
40 cessfully completed a rehabilitation training program.

41 (b) As used in this subsection, "limited vision condition," "rehabilitation training specialist" and  
42 "rehabilitation training program" have the meanings given those terms in ORS 807.355.

43 (11) In addition to any other requirements under this section, the holder of a permit issued under  
44 subsection (10) of this section may operate a motor vehicle only when using a bioptic telescopic lens.

45 **SECTION 18.** ORS 809.419 is amended to read:

1       809.419. (1)(a) The Department of Transportation shall suspend the driving privileges of a person  
2 if the department requests the person to submit to examination under ORS 807.340 and the person  
3 fails to appear within a reasonable length of time after being notified to do so or fails to satisfac-  
4 torily complete the required examination. A suspension under this subsection shall continue until  
5 the examination required by the department is successfully completed.

6       (b) Upon suspension under this subsection, the department may issue an identification card to  
7 the person for identification purposes as described under ORS 807.400.

8       (2) The department shall suspend the driving privileges of a person if the department requests  
9 the person to obtain medical clearance under ORS 807.070 or 807.090 and the person fails to do so.  
10 The suspension under this subsection shall continue until the required medical clearance is received  
11 by the department.

12       (3)(a) The department may suspend the driving privileges of a person who is incompetent to  
13 drive a motor vehicle because of a mental or physical condition or impairment that affects the per-  
14 son's ability to safely operate a motor vehicle upon the highways.

15       (b) A suspension under this subsection shall continue for a period determined by the department  
16 and shall be subject to any conditions the department determines to be necessary.

17       (c) The department may impose an immediate suspension of driving privileges of any person  
18 described in paragraph (a) of this subsection without hearing and without receiving a record of the  
19 conviction of the person of a crime if the department has reason to believe that the person may  
20 endanger people or property if the person's driving privileges are not immediately suspended. A  
21 suspension under this paragraph is subject to a post-imposition hearing under ORS 809.440. A person  
22 who is denied eligibility under ORS 807.090 is entitled to a hearing under ORS 809.440.

23       (4)(a) Whenever the department has reason to believe an individual with a motorcycle endorse-  
24 ment under ORS 807.170 is incompetent to operate a motorcycle **or quadricycle**, the department  
25 may revoke the endorsement.

26       (b) Upon revocation under this subsection, the endorsed license shall be surrendered to the de-  
27 partment.

28       (c) Upon surrender of the endorsed license, the department may issue a license without  
29 endorsement for the unexpired period of the license.

30       (5) Upon notification by the superintendent of a hospital under ORS 807.700 that a person should  
31 not drive, the department shall immediately suspend the driving privileges of the released person.  
32 A suspension under this subsection is subject to administrative review under ORS 809.440 and shall  
33 continue until such time as the person produces a judicial judgment of competency or a certificate  
34 from the superintendent of the hospital that the person is competent, or establishes eligibility under  
35 ORS 807.090.

36       (6) Upon notification by a court under ORS 810.375 that a person charged with a traffic offense  
37 has been found guilty except for insanity and committed to the jurisdiction of the Psychiatric Se-  
38 curity Review Board, the department shall immediately suspend the driving privileges of the person.  
39 A suspension under this subsection is subject to administrative review under ORS 809.440 and shall  
40 continue until such time as the person establishes eligibility under ORS 807.090.

41       **SECTION 19.** ORS 810.020 is amended to read:

42       810.020. (1) Each road authority may prohibit or restrict the use of a throughway in its juris-  
43 diction by any of the following:

44       (a) Parades.

45       (b) Bicycles or other nonmotorized traffic.

1 (c) Motorcycles, **quadricycles** or mopeds.

2 (2) Regulation under this section becomes effective when appropriate signs giving notice of the  
3 regulation are erected upon a throughway and the approaches to the throughway.

4 (3) Penalties for violation of restrictions or prohibitions imposed under this section are provided  
5 under ORS 811.445.

6 (4) The Oregon Transportation Commission shall act as road authority under this section in lieu  
7 of the Department of Transportation.

8 **SECTION 20.** ORS 811.385 is amended to read:

9 811.385. (1) A person commits the offense of depriving a motorcycle, **quadricycle** or moped of  
10 a full lane if the person operates a motor vehicle upon a roadway laned for traffic in a manner that  
11 prevents a moped operator, **quadricyclist** or motorcyclist from full use of a lane.

12 (2) This section does not apply to operators of motorcycles, **quadricycles** or mopeds whose use  
13 of lanes is controlled by ORS 814.240 and 814.250.

14 (3) The offense described in this section, depriving a motorcycle, **quadricycle** or moped of a full  
15 lane, is a Class B traffic violation.

16 **SECTION 21.** ORS 811.515 is amended to read:

17 811.515. This section establishes requirements for ORS 811.520. Except where an exemption un-  
18 der ORS 811.525 specifically provides otherwise, a vehicle that does not comply with this section is  
19 in violation of ORS 811.520. Where specific types of lighting equipment are mentioned in this section,  
20 those types are types described in ORS 816.040 to 816.290. The requirements under this section are  
21 as follows:

22 (1) Subject to any other provision of this section, any lighting equipment a vehicle is required  
23 to be equipped with under ORS 816.040 to 816.290 must be displayed when the vehicle is upon a  
24 highway within this state at any time limited visibility conditions exist. The provisions of this sub-  
25 section apply during the times stated when the required visibility is measured on a straight, level  
26 unlighted highway.

27 (2) Parking lights and lights other than clearance, identification and marker lights that are  
28 mounted on the front of a vehicle and are designed to be displayed primarily when the vehicle is  
29 parked shall not be lighted when a vehicle is driven upon a highway at times when limited visibility  
30 conditions exist except when:

31 (a) The lights are being used as turn signals; or

32 (b) The headlights are also lighted at the same time.

33 (3) Any vehicle parked or stopped upon a roadway or shoulder adjacent thereto, whether at-  
34 tended or unattended, during times when limited visibility conditions exist must display parking  
35 lights.

36 (4) All vehicles not specifically required by ORS 816.320 to be equipped with lighting equipment  
37 shall at times when limited visibility conditions exist display exempt-vehicle safety lighting equip-  
38 ment. This section includes, but is not limited to, animal drawn vehicles and vehicles exempted from  
39 required lighting equipment under ORS 816.340.

40 (5) Tow vehicle warning lights on tow vehicles shall be activated when the tow vehicles are  
41 engaged in connecting with other vehicles and drawing such vehicles onto highways or while ser-  
42 vicing disabled vehicles.

43 (6) When limited visibility conditions exist a person shall use a distribution of light or composite  
44 beam that is directed sufficiently high and that is of such intensity so as to reveal persons and ve-  
45 hicles on the highway at a safe distance in advance of the vehicle. A person violates this subsection

1 if the person does not comply with the following:

2 (a) Whenever the driver of a vehicle approaches an oncoming vehicle within 500 feet, the driver  
3 must use a distribution of light or composite beam so aimed that the glaring rays are not projected  
4 into the eyes of the oncoming driver. The use of the low beams of the vehicle headlight system is  
5 in compliance with this paragraph at all times regardless of road contour and loading of the vehicle.

6 (b) Except when in the act of overtaking or passing, a driver of a vehicle following another ve-  
7 hicle within 350 feet to the rear must use the low beams of the vehicle headlight system.

8 (7) When a vehicle is upon a highway a person shall light not more than a total of four lights  
9 at any one time that are mounted on the front of a vehicle and that each projects a beam of inten-  
10 sity greater than 300 candlepower.

11 (8)(a) A light, other than a headlight, that projects a beam of light of an intensity greater than  
12 300 candlepower shall not be operated on a vehicle:

13 (A) Unless the beam is so directed that no part of the high intensity portion of the beam will  
14 strike the level of the roadway on which the vehicle stands at a distance of more than 75 feet from  
15 the vehicle; or

16 (B) Except as provided in paragraph (b) of this subsection, when use of the low beams of the  
17 vehicle headlight system is required under subsection (6) of this section.

18 (b) Notwithstanding paragraph (a)(B) of this subsection, a light, other than a headlight, may be  
19 lighted on a motorcycle **or quadricycle** provided that the intensity of the light does not exceed the  
20 intensity of the low beams of the headlight system. A motorcycle **or quadricycle** may not be oper-  
21 ated with more than two lights, other than headlights, under this paragraph.

22 (9) A spotlight shall not be lighted upon approaching another vehicle unless the spotlight is so  
23 aimed and used so that no part of the high-intensity portion of the beam will be directed to the left  
24 of the prolongation of the extreme left side of the vehicle upon which it is mounted, more than 100  
25 feet ahead of the vehicle.

26 (10) Auxiliary lights mounted higher than 54 inches shall not be lighted when the vehicle is used  
27 on a highway.

28 (11) A back-up light shall not be lighted when the vehicle is in forward motion.

29 (12) Bus safety lights shall only be operated in accordance with the following:

30 (a) The lights may be operated when the vehicle is stopping or has stopped for the purpose of  
31 loading or unloading students who are going to or from any school or authorized school activity or  
32 function.

33 (b) The lights may be operated when the vehicle is stopping or has stopped for the purpose of  
34 loading or unloading workers from worker transport buses.

35 (c) The lights may be operated when the vehicle is stopping or has stopped for the purpose of  
36 loading or unloading children being transported to or from religious services or an activity or  
37 function authorized by a religious organization.

38 (d) The lights may be operated when the vehicle is stopping or has stopped in a place that ob-  
39 structs other drivers' ability to see the bus safety lights on another vehicle.

40 (e) Notwithstanding any other paragraph of this subsection, the lights shall not be operated if  
41 the vehicle is stopping or has stopped at an intersection where traffic is controlled by electrical  
42 traffic control signals, other than flashing signals, or by a police officer.

43 (f) Notwithstanding any other paragraph of this subsection, the lights shall not be operated if  
44 the vehicle is stopping or has stopped at a loading or unloading area where the vehicle is completely  
45 off the roadway.

1 (13)(a) Hazard lights shall be used for the purpose of warning the operators of other vehicles  
2 of the presence of a vehicular traffic hazard requiring the exercise of unusual care in approaching,  
3 overtaking or passing.

4 (b) Hazard lights shall be used by the first and last vehicles in a funeral procession.

5 (14) Mail delivery lights may be used only while in active service transporting United States  
6 mail for the purpose of warning other vehicle operators of the vehicle's presence and to exercise  
7 caution in approaching, overtaking or passing. A vehicle with mail delivery lights is in compliance  
8 with this subsection if the lights are flashed continuously while the vehicle is in motion in active  
9 service transporting mail or if the lights are actuated by application of the service brake while the  
10 vehicle is parked.

11 (15) A pilot vehicle warning light may be activated only when the vehicle equipped with the  
12 light is an escort accompanying a motor vehicle carrying or towing a load of a size or description  
13 not permitted under ORS 818.020, 818.060, 818.090 or 818.160.

14 (16) Fire company warning lights authorized under a permit granted under ORS 818.250 may be  
15 used by the persons authorized under the permit while being driven to a fire station or fire location  
16 in response to a fire alarm. Fire company warning lights authorized under ORS 811.800 may be used  
17 by funeral escort vehicle or funeral lead vehicle drivers while driving in a funeral procession. The  
18 lights shall be covered or otherwise concealed when not being displayed as provided in this sub-  
19 section.

20 (17) Any lighted headlights upon a parked vehicle shall be dimmed.

21 (18) Commercial vehicle warning lights may be used only:

22 (a) To warn operators of other vehicles of the presence of a traffic hazard requiring the exercise  
23 of unusual care in approaching, overtaking or passing the commercial vehicle; and

24 (b) When the commercial vehicle is being used for commercial purposes and the vehicle is:

25 (A) Stopped, parked or left standing at a commercial or work site; or

26 (B) In a highway work zone as defined in ORS 811.230.

27 **SECTION 22.** ORS 811.525 is amended to read:

28 811.525. This section establishes exemptions from ORS 811.515 and 811.520. The exemptions un-  
29 der this section are in addition to any exemptions under ORS 801.026. The exemptions established  
30 under this section are partial or complete as described in the following:

31 (1) ORS 811.515 and 811.520 shall not be construed to prohibit the use of additional parts and  
32 accessories on any vehicle not inconsistent with the provisions of those sections.

33 (2) Except for the provisions relating to exempt-vehicle safety lighting equipment, ORS 811.515  
34 and 811.520 do not apply to any of the following:

35 (a) Road machinery.

36 (b) Road rollers.

37 (c) Farm tractors.

38 (d) Antique motor vehicles that are maintained as a collector's item and used for exhibitions,  
39 parades, club activities and similar uses, but not used primarily for the transportation of persons  
40 or property.

41 (3) Whenever motor and other vehicles are operated in combination during the time that lights  
42 are required, any lighting equipment, except the taillight, which by reason of its location on a ve-  
43 hicle of the combination would be obscured by another vehicle of the combination, need not be  
44 lighted. This subsection shall not affect the requirement that lighted clearance lights be displayed  
45 on the front of the foremost vehicle required to have clearance lights nor the requirement that all

1 lights on the rear of the rearmost vehicle of the combination be lighted.

2 (4) Lighting equipment on bicycles shall be lighted as required under ORS 815.280.

3 (5) Parked or stopped vehicles are not required to display parking lights if the road authority  
4 for the highway provides by ordinance or resolution that no lights need be displayed upon a vehicle  
5 parked on the highway in accordance with legal parking regulations where there is sufficient light  
6 to render clearly discernible any person or object within a distance of 500 feet from the highway.

7 (6) Nothing under ORS 811.515 and 811.520 limits the ability to use the following lights with any  
8 other lights during the day or at night:

9 (a) Public vehicle warning lights.

10 (b) Pilot vehicle warning lights.

11 (c) Tow vehicle warning lights.

12 (d) Police lights.

13 (e) Warning lights on vehicles at the scene of an actual or potential release of hazardous ma-  
14 terials, as described in ORS 816.280.

15 (f) Warning lights on vehicles being used by medical examiners to reach the scene of an accident  
16 or of a death investigation, as described in ORS 816.280.

17 (g) Commercial vehicle warning lights.

18 (7) Requirements for use of motorcycle, **quadricycle** and moped headlights are under ORS  
19 814.320.

20 (8) Requirements for lighting equipment for an electric personal assistive mobility device are  
21 under ORS 815.284.

22 **SECTION 23.** ORS 814.200 is amended to read:

23 814.200. (1) A person operating a moped, **quadricycle** or motorcycle commits the offense of un-  
24 lawful moped, **quadricycle** or motorcycle operation if the person does any of the following:

25 (a) Fails to sit on a permanent and regular seat **or saddle** attached to the moped, **quadricycle**  
26 or motorcycle.

27 (b) Fails to sit astride the moped, **quadricycle** or motorcycle seat **or saddle** facing forward and  
28 with one leg on each side of the moped, **quadricycle** or motorcycle.

29 (c) Carries a package, bundle or other article [*which*] **that** prevents the person from keeping  
30 both hands on the handlebars.

31 (2) The offense described in this section, unlawful moped, **quadricycle** or motorcycle operation,  
32 is a Class B traffic violation.

33 **SECTION 24.** ORS 814.240 is amended to read:

34 814.240. (1) A motorcycle operator, **quadricycle operator** or moped operator commits the of-  
35 fense of motorcycle, **quadricycle** or moped unlawful passing in a lane with a vehicle if the operator  
36 does any of the following:

37 (a) Overtakes and passes in the same lane occupied by the vehicle the operator is overtaking,  
38 unless the vehicle being passed is a motorcycle, **quadricycle** or a moped.

39 (b) Operates a moped, **quadricycle** or motorcycle between lanes of traffic or between adjacent  
40 lines or rows of vehicles.

41 (2) This section does not apply to a police officer in the performance of official duties.

42 (3) The offense described in this section, motorcycle, **quadricycle** or moped unlawful passing in  
43 a lane with a vehicle, is a Class B traffic violation.

44 **SECTION 25.** ORS 814.250 is amended to read:

45 814.250. (1) A person commits the offense of operating a moped, **quadricycle** or motorcycle more

1 than two abreast if the person is operating a moped, **quadricycle** or motorcycle on a roadway laned  
 2 for traffic and the person is riding abreast of more than one other motorcycle, **quadricycle** or  
 3 moped in the same lane for traffic.

4 (2) The offense described in this section, **operating a moped, quadricycle** or motorcycle [*oper-*  
 5 *ating*] more than two abreast, is a Class B traffic violation.

6 **SECTION 26.** ORS 814.275 is amended to read:

7 814.275. (1) A person commits the offense of failure of a motorcycle **or quadricycle** passenger  
 8 to wear a motorcycle helmet if the person rides as a passenger on a motorcycle **or quadricycle** and  
 9 is not wearing a motorcycle helmet.

10 (2) Exemptions from this section are established in ORS 814.290.

11 (3) The offense described in this section, failure of a motorcycle **or quadricycle** passenger to  
 12 wear a motorcycle helmet, is a Class D traffic violation.

13 **SECTION 27.** ORS 814.280 is amended to read:

14 814.280. (1) A person commits the offense of endangering a motorcycle **or quadricycle** passenger  
 15 if the person is operating a motorcycle **or quadricycle** and the person carries another person on the  
 16 motorcycle **or quadricycle** who is not wearing a motorcycle helmet.

17 (2) Exemptions from this section are established under ORS 814.290.

18 (3) The offense described in this section, endangering a motorcycle **or quadricycle** passenger,  
 19 is a Class D traffic violation.

20 **SECTION 28.** ORS 814.290 is amended to read:

21 814.290. This section establishes exemptions from the requirements and penalties relating to the  
 22 use of motorcycle helmets under ORS 814.260 to 814.280 **and section 3 of this 2009 Act**. A person  
 23 is not in violation of ORS 814.260, 814.269, 814.275 or 814.280 **or section 3 of this 2009 Act** if the  
 24 person is any of the following:

25 (1) Within an enclosed cab.

26 (2) Operating or riding a vehicle designed to travel with three wheels in contact with the ground  
 27 at speeds of less than 15 miles per hour.

28 **SECTION 29.** ORS 814.320 is amended to read:

29 814.320. (1) A person commits the offense of failure to display lighted headlights on a moped,  
 30 **quadricycle** or motorcycle at all times, if the person operates a moped, **quadricycle** or motorcycle  
 31 and does not display lights and illuminated devices specified under ORS 816.320 and 816.330 at all  
 32 times the motorcycle, **quadricycle** or moped is upon a highway.

33 (2) A person may use modulating headlights described under ORS 816.050 during daylight with-  
 34 out violating this section, but a person who uses such modulating headlights during limited visibility  
 35 conditions is in violation of this section.

36 (3) This section does not apply when specific exceptions with respect to parked vehicles are  
 37 made under ORS 811.525.

38 (4) A court may dismiss, without penalty, any charge for violation of this section if the court  
 39 determines that:

40 (a) The violation was caused by a malfunction of equipment; and

41 (b) The equipment that malfunctioned and caused the violation has been repaired or replaced.

42 (5) The offense described in this section, failure to display lighted headlights on a moped,  
 43 **quadricycle** or motorcycle at all times, is a Class B traffic violation.

44 **SECTION 30.** ORS 814.325 is amended to read:

45 814.325. (1) A person commits the offense of unlawfully carrying a passenger on a motorcycle



1 **or quadricycle** if the person does any of the following:

2 (a) Carries on a motorcycle **or quadricycle** a person who is not seated on a permanent and  
 3 regular seat **or saddle**, if the motorcycle **or quadricycle** is designed to carry more than one person,  
 4 or upon another seat **or saddle** attached to the motorcycle **or quadricycle** at the rear or side of  
 5 the operator's seat **or saddle**.

6 (b) Carries a person in a position that interferes with the operation or control of the motorcycle  
 7 **or quadricycle or with** the operator's view.

8 (c) Carries a person, other than in a sidecar or enclosed cab, on a motorcycle **or quadricycle**  
 9 with no footrests for that person.

10 (2) The offense described in this section, unlawfully carrying a passenger on a motorcycle **or**  
 11 **quadricycle**, is a Class B traffic violation.

12 **SECTION 31.** ORS 815.125 is amended to read:

13 815.125. This section establishes requirements for ORS 815.130. Except as specifically provided  
 14 by an exemption under ORS 815.135, a vehicle or combination of vehicles is in violation of ORS  
 15 815.130, if the vehicle or combination of vehicles is not equipped with brakes as required under the  
 16 following or if the brakes do not meet the standards described under the following:

17 (1) Motorcycles, **quadricycles** and mopeds shall be provided with at least one brake that may  
 18 be operated by hand or foot.

19 (2) Motor vehicles other than mopeds, **quadricycles** or motorcycles shall be equipped with  
 20 brakes that include two separate means of applying the brakes. Each of the separate means of ap-  
 21 plying the brakes shall be effective to apply the brakes to at least two wheels and, if the separate  
 22 means of applying the brakes are connected in any way, shall be so constructed that failure of any  
 23 one part of the operating mechanism shall not leave the motor vehicle without brakes on at least  
 24 two wheels.

25 (3) A combination of vehicles that includes a motor vehicle and any other vehicle shall be  
 26 equipped with a brake system on one or more of the vehicles.

27 (4) Brakes on any vehicle must be adequate to control movement of and to stop and to hold the  
 28 vehicle or combination of vehicles.

29 (5) Brakes on any vehicle must be maintained in good working order.

30 (6) Every motor vehicle and combination of motor vehicles except mopeds, **quadricycles** or  
 31 motorcycles shall at all times be equipped with a parking brake system. A parking brake system  
 32 required by this subsection must meet all the following requirements:

33 (a) The system must be adequate to hold the vehicle or combination of motor vehicles on any  
 34 grade where operated under any condition of loading on a surface free from ice or snow.

35 (b) The system shall at all times be capable of being applied by either the driver's muscular ef-  
 36 fort, by spring action or by other energy. This paragraph is violated if the method for applying the  
 37 system is not sufficient to make the system hold a vehicle as required by this subsection.

38 (c) If the system is applied by an energy source, the source must be isolated from other uses and  
 39 used exclusively for the operation of the system.

40 (d) The method for keeping the brakes applied must be other than by fluid pressure, air pressure  
 41 or electric energy.

42 (e) The system shall be designed so that the brakes cannot be released unless they may be im-  
 43 mediately reapplied.

44 (7) Brakes on vehicles of the following described weight must be able to stop the vehicle moving  
 45 at the described speed within the described distance without leaving a 12-foot wide lane:

1 (a) Vehicles with a registration weight of less than 8,000 pounds must be able to brake from a  
 2 speed of 20 miles per hour to a stop within 25 feet.

3 (b) Vehicles with a registration weight of 8,000 pounds or more and combinations of vehicles  
 4 must be able to brake from a speed from 20 miles per hour to a stop within 35 feet.

5 **SECTION 32.** ORS 815.215 is amended to read:

6 815.215. (1) A person commits the offense of failure to have windshield wipers if the person  
 7 drives or moves on any highway or owns and causes or knowingly permits to be driven or moved  
 8 on any highway a motor vehicle that has a windshield and that is not equipped with windshield  
 9 wipers that meet the requirements under this section.

10 (2) Windshield wipers meet the requirements of this section if the windshield wipers are de-  
 11 signed for cleaning rain or other moisture from the windshield and so constructed as to be con-  
 12 trolled or operated by the driver of the vehicle.

13 (3) This section does not apply to the following vehicles:

14 (a) Vehicles of special interest that are registered under ORS 805.020 and [*that are*]:

15 (A) Equipped with original manufacturer's equipment and accessories, or their equivalent, and  
 16 that are maintained in safe operating condition; or

17 (B) [*The vehicles are*] Street rods that conform to ORS 815.107.

18 (b) Road machinery, road rollers or farm tractors.

19 (c) Antique vehicles that are maintained as collectors' items and used for exhibitions, parades,  
 20 club activities and similar uses, but not used primarily for the transportation of persons or property.

21 (d) Motorcycles.

22 (e) **Quadricycles.**

23 (4) The offense described in this section, failure to have windshield wipers, is a Class C traffic  
 24 violation.

25 **SECTION 33.** ORS 816.050 is amended to read:

26 816.050. Each of the following is a requirement for headlights as described:

27 (1) On vehicles required to be equipped with two or more headlights under ORS 816.320 and  
 28 816.330 the headlights shall be equally distributed on each side of the front of the vehicle. This  
 29 subsection does not apply to motorcycles, **quadricycles** and mopeds.

30 (2) Headlights shall show a continuously burning light except that:

31 (a) When permitted under ORS 814.320, headlights for motorcycles, **quadricycles** or mopeds may  
 32 have an upper beam that can be modulated between a high and lower brightness at a rate of 200  
 33 to 280 pulses per minute.

34 (b) A federally approved headlight flashing system may be used as emergency vehicle lights on  
 35 police, fire, emergency or ambulance vehicles.

36 (3) Headlights shall show a white light described in Standard Number 108 of the Federal Motor  
 37 Vehicle Safety Standards.

38 (4) Headlights shall show the light forward.

39 (5) The Department of Transportation shall adopt and enforce rules establishing minimum stan-  
 40 dards and specifications for headlights. The rules shall conform, insofar as practicable, to safety  
 41 standards and specifications for vehicle lighting issued by the federal government or to standards  
 42 and recommendations established by the Society of Automotive Engineers.

43 (6) When multiple beam headlights are used or when headlights are used in combination with  
 44 auxiliary lights or passing lights, the lights shall be arranged on the vehicle so that the selection  
 45 between distributions of light projected to different elevations may be selected by the driver at will

1 or so that the selection can be made automatically.

2 (7) Headlights shall be aimed in accordance with rules adopted by the department. If headlights  
3 provide only a single distribution of light and are not supplemented by auxiliary lights, the single  
4 beam headlights shall be so aimed that when the vehicle is not loaded, none of the high intensity  
5 portion of the light shall, at a distance of 25 feet ahead of the vehicle, project higher than five  
6 inches below the level of the center of the lamp from which it comes, or higher than 42 inches above  
7 the level on which the vehicle stands at a distance of 75 feet ahead of the vehicle.

8 (8) The intensity of the light of single beam headlights shall be sufficient to reveal persons and  
9 vehicles upon a street or highway at a distance of at least 200 feet ahead of the vehicle to which  
10 they are attached.

11 (9) Headlights that are required under ORS 816.320 and 816.330 must be mounted, adjusted and  
12 aimed in accordance with standards adopted by the department under ORS 816.010.

13 (10) Headlights that are required under ORS 816.320 and 816.330 and any part for such headlight  
14 that tends to change the original design or performance must be of a type that complies with stan-  
15 dards adopted by the department under ORS 816.010.

16 (11) Single beam headlights that are not supplemented by auxiliary lights shall be permitted on  
17 a motor vehicle in lieu of multiple beam headlights only if the single distribution of lights complies  
18 with any requirements for single beam headlights under this section.

19 **SECTION 34.** ORS 816.100 is amended to read:

20 816.100. Each of the following is a requirement for brake lights as described:

21 (1) Brake lights shall be placed on the rear of the vehicle. Where more than one brake light  
22 is required under ORS 816.320 and 816.330 at least one brake light shall be placed on each side of  
23 the rear.

24 (2) Brake lights shall be constructed and located on a vehicle so as to give a signal of intention  
25 to stop.

26 (3) Brake lights shall emit a red light. If the motor vehicle was manufactured before 1959 and  
27 the brake light is combined with the taillight in a taillight assembly, the assembly may contain an  
28 insert as described under ORS 816.080.

29 (4) Except as provided in subsection (11) of this section, brake lights shall emit a steady burning  
30 light.

31 (5) Brake lights shall emit a light that is plainly visible and capable of being seen and distin-  
32 guished from a distance of 500 feet to the rear of the vehicle in normal daylight.

33 (6) Brake lights required under ORS 816.320 and 816.330 shall be mounted, so far as practicable,  
34 in such a manner as to reduce the hazard of being obscured by mud or dust thrown by the wheels.

35 (7) Brake lights shall not project a glaring or dazzling light.

36 (8) Brake lights may be incorporated with a taillight.

37 (9) Brake lights shall be activated upon application of the service brake.

38 (10) Brake lights required under ORS 816.320 and 816.330 or any parts for brake lights must  
39 comply with standards adopted by the Department of Transportation under ORS 816.010.

40 (11) Brake lights for motorcycles **and quadricycles** may flash intermittently, provided that the  
41 brake lights do not override the rear turn signal function.

42 **SECTION 35.** ORS 816.320 is amended to read:

43 816.320. This section establishes requirements for ORS 816.330. Where specific types of lighting  
44 equipment are mentioned by this section, those types are types described under ORS 816.040 to  
45 816.290. Except where an exemption under ORS 816.340 specifically provides otherwise, a vehicle

1 that does not comply with this section is in violation of ORS 816.330:

2 (1) **In addition to any other requirements under this section**, a motor vehicle shall be  
3 equipped with all of the following [*in addition to any other requirements under this section*]:

4 (a) Headlights. Motor vehicles other than motorcycles, **quadricycles** or mopeds shall be  
5 equipped with at least two. Motorcycles, **quadricycles** or mopeds shall be equipped with at least  
6 one.

7 (b) Taillights. Motor vehicles other than motorcycles **or quadricycles** shall be equipped with  
8 two taillights. Motorcycles **and quadricycles** are only required to be equipped with one taillight.

9 (c) Registration plate light.

10 (d) Brake lights. Motor vehicles other than motorcycles, **quadricycles** and mopeds shall be  
11 equipped with at least two brake lights. Motorcycles, **quadricycles** and mopeds are only required  
12 to be equipped with one brake light.

13 (e) Turn signal lights.

14 (f) Rear reflectors.

15 (2) **In addition to any other requirements under this section**, all trailers shall be equipped  
16 with all of the following [*in addition to any other requirements under this section*]:

17 (a) **Two** taillights. Trailers are required to be equipped with two taillights.

18 (b) Registration plate lights.

19 (c) Two brake lights.

20 (d) Turn signal lights.

21 (e) Two rear reflectors.

22 (3) **In addition to any requirements under subsection (1) of this section**, the motor vehicles  
23 described in this subsection shall be equipped with forward and rearward side reflectors on each  
24 side of the vehicle and forward and rearward side marker lights on each side of the vehicle [*in ad-*  
25 *dition to any requirements under subsection (1) of this section*]. This subsection applies to the follow-  
26 ing vehicles:

27 (a) School buses.

28 (b) Worker transport buses.

29 (c) Vehicles used in transportation of persons for hire by a nonprofit entity as provided in ORS  
30 825.017 (9).

31 (d) A bus being operated for transporting children to and from religious services or an activity  
32 or function authorized by the religious organization.

33 (e) Commercial buses.

34 (f) Motor trucks with a registration weight in excess of 8,000 pounds.

35 (4) In addition to any other requirements under this section, any motor truck with a registration  
36 weight in excess of 8,000 pounds, commercial bus or trailer that is 80 inches or more in overall  
37 width and less than 30 feet in overall length shall be equipped with the following:

38 (a) Two front and two rear clearance lights.

39 (b) Front and rear identification lights.

40 (5) In addition to any other requirements under this section, any motor truck with a registration  
41 weight of more than 8,000 pounds, commercial bus or trailer that is more than 30 feet in overall  
42 length, regardless of its width shall be equipped with the following:

43 (a) Two front and two rear clearance lights.

44 (b) Front and rear identification lights.

45 (c) Intermediate side marker lights and intermediate side reflectors on each side of the vehicle.

1 (6) Every motor vehicle that has multiple-beam lighting equipment shall be equipped with a high  
2 beam indicator.

3 (7) Tow vehicles shall be equipped with tow vehicle warning lights.

4 **SECTION 36.** ORS 816.350 is amended to read:

5 816.350. This section establishes requirements for ORS 816.360. When specific types of lighting  
6 equipment are mentioned by this section, those types are types described under ORS 816.040 to  
7 816.290. Except as allowed under this section or where an exemption under ORS 816.370 specifically  
8 provides otherwise, a vehicle that does not comply with this section is in violation of ORS 816.360:

9 (1)(a) A motorcycle **or quadricycle** may not be equipped with more than three headlights.

10 (b) A moped may not be equipped with more than two headlights.

11 (2) Except when blue or purple inserts are allowed under ORS 816.080, 816.100 or 816.120, no  
12 vehicle may have any lighting equipment mounted on the rear that displays or reflects any color  
13 other than red except for the following lighting equipment:

14 (a) Turn signal lights.

15 (b) Rear mounted lighting systems.

16 (c) Registration plate lights.

17 (d) Back-up lights.

18 (3) Except as otherwise allowed under this section, only the following types of vehicles may be  
19 equipped with public vehicle warning lights:

20 (a) A vehicle operated by the state, or any county, city, district or other political subdivision  
21 of the state, and used for the construction, improvement, repair, maintenance, operation or patrol  
22 of any public highway.

23 (b) Vehicles operated by a public utility or telecommunications utility involved in maintenance,  
24 repair or construction of their facilities along public rights of way.

25 (4) Vehicles operated by a police officer and used for law enforcement may be equipped with any  
26 type of police lights, but only these vehicles may be equipped with blue lights.

27 (5) Except as otherwise allowed under this section, only a vehicle operated by a weighmaster  
28 or motor carrier enforcement officer proceeding under the authority of ORS 810.530 may be equipped  
29 with weighmaster warning lights.

30 (6) Except as otherwise allowed under this section, only tow vehicles may be equipped with tow  
31 vehicle warning lights.

32 (7) Except as otherwise allowed under this section, only a motor vehicle escort accompanying  
33 a motor vehicle carrying or towing a load of a size or description not permitted under ORS 815.160,  
34 815.170, 818.020, 818.060, 818.090, 818.110, 818.160 and 818.300 may be equipped with a pilot vehicle  
35 warning light.

36 (8) Except as otherwise allowed under this section, only the following vehicles may be equipped  
37 with bus safety lights:

38 (a) School buses.

39 (b) Worker transport buses.

40 (c) Vehicles issued a permit under ORS 818.260.

41 (9) No vehicle except a vehicle used in active service transporting United States Mail may be  
42 equipped with mail delivery lights.

43 (10) Except as otherwise allowed under this section, fire company warning lights may only be  
44 used on the following vehicles:

45 (a) An emergency vehicle.

1 (b) A vehicle authorized under a permit issued under ORS 818.250.

2 (c) Funeral lead vehicles and funeral escort vehicles used to escort funeral processions.

3 (11) Except as otherwise allowed under this section, no vehicle or equipment may display or  
 4 carry any lighting equipment or device with a red light visible from directly in front of the vehicle  
 5 or equipment.

6 (12) Except as otherwise allowed under this section, all flashing lights are prohibited on all  
 7 motor vehicles on any street or highway except for turn signals, hazard lights and headlight flashing  
 8 systems described in ORS 816.050.

9 (13) No motor vehicle other than an emergency vehicle may be equipped with more than one  
 10 spot light.

11 (14) No motor vehicle may be equipped with more than two cowl or fender lights.

12 (15) A vehicle at the scene of an actual or potential release of hazardous materials may be  
 13 equipped with warning lights as described in ORS 816.280 (1)(d).

14 (16) A vehicle being used by medical examiners to reach the scene of an accident or of a death  
 15 investigation may be equipped with warning lights as described in ORS 816.280 (1)(e).

16 (17) A vehicle may be equipped with covers on any of the following lights if the covers are re-  
 17 moved when the lights are required to be in operation:

18 (a) Headlights under ORS 816.050.

19 (b) Taillights under ORS 816.080.

20 (c) Brake lights under ORS 816.100.

21 (d) Turn signals under ORS 816.120.

22 (e) Reflectors under ORS 816.180.

23 (18) A commercial vehicle, as defined in ORS 801.210 (2), may be equipped with commercial ve-  
 24 hicle warning lights.

25 **SECTION 37.** ORS 821.040 is amended to read:

26 821.040. (1) A person commits the offense of operation of an off-road vehicle without required  
 27 equipment if the person is operating a vehicle described in ORS 821.010 in an area described in ORS  
 28 821.020 and the vehicle is not equipped in compliance with all of the following:

29 (a) The vehicle must be equipped with a muffler that meets the standards for noise emissions  
 30 established under ORS 821.030.

31 (b) The vehicle must be equipped with brakes that meet the requirements established under ORS  
 32 821.030.

33 (c) The vehicle must be equipped with a windshield wiper if the vehicle is equipped with a  
 34 windshield.

35 (d) When the vehicle is operated on sand, the vehicle must be equipped with a flag that meets  
 36 the requirements established under ORS 821.030.

37 (e) The vehicle must be equipped with any safety equipment required under ORS 821.030.

38 (f) At any time from one-half hour after sunset to one-half hour after sunrise, the vehicle must  
 39 be equipped with and display headlights and taillights.

40 (2) Motorcycles, **quadricycles** and mopeds are not required by this section to be equipped with  
 41 windshield wipers.

42 (3) The offense described in this section, operation of off-road vehicle without required equip-  
 43 ment, is a Class C traffic violation.

44 **SECTION 38.** ORS 822.030 is amended to read:

45 822.030. (1) A bond or letter of credit required to qualify for a vehicle dealer certificate under

1 ORS 822.020 or to qualify for renewal of a certificate under ORS 822.040 must comply with all of the  
 2 following:

3 (a) The bond shall have a corporate surety licensed to do business within this state. A letter  
 4 of credit shall be an irrevocable letter of credit issued by an insured institution, as defined in ORS  
 5 706.008. The surety or institution shall notify the Department of Transportation if the bond or letter  
 6 of credit is canceled for any reason. The surety or institution shall continue to be liable under the  
 7 bond or letter of credit until the department receives the notice required by this paragraph, or until  
 8 the cancellation date specified in the notice, whichever is later.

9 (b) The bond or letter of credit shall be executed to the State of Oregon.

10 (c) Except as otherwise provided in this paragraph, the bond or letter of credit shall be in the  
 11 following sum:

12 (A) If the applicant is seeking a certificate to be a dealer exclusively in motorcycles,  
 13 **quadricycles**, mopeds, Class I all-terrain vehicles or snowmobiles or any combination of those ve-  
 14 hicles, the bond or letter of credit shall be for \$2,000.

15 (B) Except as provided in subparagraph (A) of this paragraph, if the applicant is seeking a cer-  
 16 tificate to be a vehicle dealer, the bond or letter of credit shall be for \$40,000 for each year the  
 17 certificate is valid.

18 (d) The bond or letter of credit described in this subsection shall be approved as to form by the  
 19 Attorney General.

20 (e) The bond or letter of credit must be conditioned that the person issued the certificate shall  
 21 conduct business as a vehicle dealer without fraud or fraudulent representation and without violat-  
 22 ing any provisions of the vehicle code relating to vehicle registration, vehicle permits, the transfer  
 23 or alteration of vehicles or the regulation of vehicle dealers.

24 (f) The bond or letter of credit must be filed and held in the office of the department.

25 (g) The vehicle dealer shall purchase a bond or letter of credit under this subsection annually  
 26 on or before each anniversary of the issuance of the vehicle dealer's certificate.

27 (2) Any person shall have a right of action against a vehicle dealer, against the surety on the  
 28 vehicle dealer's bond and against the letter of credit in the person's own name if the person suffers  
 29 any loss or damage by reason of the vehicle dealer's fraud, fraudulent representations or violations  
 30 of provisions of the vehicle code relating to:

31 (a) Vehicle registration;

32 (b) Vehicle permits;

33 (c) The transfer or alteration of vehicles; or

34 (d) The regulation of vehicle dealers.

35 (3) Notwithstanding subsection (2) of this section, the maximum amount available under a bond  
 36 described in subsection (1)(c)(B) of this section for the payment of claims by persons other than re-  
 37 tail customers of the dealer is \$20,000.

38 (4) If the certificate of a vehicle dealer is not renewed or is voluntarily or involuntarily can-  
 39 celed, the sureties on the bond and the issuer of the letter of credit are relieved from liability that  
 40 accrues after the department cancels the certificate.