

# Senate Bill 578

Sponsored by Senator METSGER; Senator DEVLIN

## 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**.

Establishes task force to study all-terrain vehicle safety. Requires task force to report to interim committee of Legislative Assembly related to transportation.

Sunsets task force on date of convening of next regular biennial legislative session.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to all-terrain vehicle safety; and declaring an emergency.

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

4 **SECTION 1. (1) There is created the Task Force on All-Terrain Vehicle Safety, consisting**  
5 **of 12 members appointed as follows:**

6 (a) **The Governor shall appoint:**

7 (A) **One member from the State Parks and Recreation Department who is knowledgeable**  
8 **about all-terrain vehicle safety;**

9 (B) **One member from the Department of State Police;**

10 (C) **One member from the Department of Consumer and Business Services who is know-**  
11 **ledgeable about insurance;**

12 (D) **One member from the Department of Human Services who is knowledgeable about**  
13 **public health and safety; and**

14 (E) **One member from among physicians recommended by the Oregon Medical Associ-**  
15 **ation.**

16 (b) **The Director of Transportation shall appoint:**

17 (A) **One member from the Department of Transportation who is knowledgeable about**  
18 **transportation safety;**

19 (B) **One member from the Department of Transportation who is knowledgeable about the**  
20 **registering and titling of all-terrain vehicles;**

21 (C) **One member to represent all-terrain vehicle dealers;**

22 (D) **One member to represent all-terrain vehicle rental agencies;**

23 (E) **One member from among persons recommended by the Oregon Off-Highway Vehicle**  
24 **Association who is knowledgeable about Class I all-terrain vehicles as defined in ORS 801.190;**

25 (F) **One member from among persons recommended by the Oregon Off-Highway Vehicle**  
26 **Association who is knowledgeable about Class II all-terrain vehicles as defined in ORS**  
27 **801.193; and**

28 (G) **One member from among persons recommended by the Oregon Off-Highway Vehicle**  
29 **Association who is knowledgeable about Class III all-terrain vehicles as defined in ORS**  
30 **801.194.**

**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       **(2) The task force shall:**

2       **(a) Study the weight and size classifications of all-terrain vehicles under ORS 801.190,**  
3 **801.193 and 801.194 to determine whether those classifications adequately protect the opera-**  
4 **tors of all-terrain vehicles.**

5       **(b) Study the safety features of various types of all-terrain vehicles to determine which**  
6 **safety features provide the most protection for operators of all-terrain vehicles.**

7       **(c) Study the safety requirements for child operators of all-terrain vehicles to determine**  
8 **whether those requirements adequately protect the child operators.**

9       **(3) A majority of the members of the task force constitutes a quorum for the transaction**  
10 **of business.**

11       **(4) Official action by the task force requires the approval of a majority of the members**  
12 **of the task force.**

13       **(5) The task force shall elect one of its members to serve as chairperson.**

14       **(6) If there is a vacancy for any cause, the appointing authority shall make an appoint-**  
15 **ment to become immediately effective.**

16       **(7) The task force shall meet at times and places specified by the call of the chairperson**  
17 **or of a majority of the members of the task force.**

18       **(8) The task force may adopt rules necessary for the operation of the task force.**

19       **(9) The task force shall report its findings and recommendations on all-terrain vehicle**  
20 **safety to an interim committee of the Legislative Assembly related to transportation no later**  
21 **than October 1, 2010.**

22       **(10) The Department of Transportation shall provide staff support to the task force.**

23       **(11) Members of the task force are not entitled to compensation, but may be reimbursed**  
24 **for actual and necessary travel and other expenses incurred by them in the performance of**  
25 **their official duties in the manner and amounts provided for in ORS 292.495. Claims for ex-**  
26 **penditures shall be paid out of funds appropriated to the Department of Transportation for pur-**  
27 **poses of the task force.**

28       **(12) All agencies of state government, as defined in ORS 174.111, are directed to assist**  
29 **the task force in the performance of its duties and, to the extent permitted by laws relating**  
30 **to confidentiality, to furnish such information and advice as the members of the task force**  
31 **consider necessary to perform their duties.**

32       **SECTION 2. Section 1 of this 2009 Act is repealed on the date of the convening of the next**  
33 **regular biennial legislative session.**

34       **SECTION 3. This 2009 Act being necessary for the immediate preservation of the public**  
35 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**  
36 **on its passage.**

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