

B-Engrossed
House Bill 3121

Ordered by the Senate May 20
Including House Amendments dated April 25 and Senate Amendments
dated May 20

Sponsored by Representative KENNEMER

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.

Reduces amount of fine for operating manually propelled boat of 10 feet or more in length without aquatic invasive species permit to \$30 and for operating motorboat without permit to \$50. **Prohibits court from imposing additional assessment or surcharge.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to aquatic invasive species; creating new provisions; amending ORS 830.990; and declaring
3 an emergency.

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

5 **SECTION 1.** ORS 830.990 is amended to read:

6 830.990. (1) **Violation of ORS 830.565 by a person operating a manually propelled boat is**
7 **punishable by a fine of \$30, and violation of ORS 830.565 by a person operating a motorboat**
8 **is punishable by a fine of \$50. A court may not impose the unitary assessment provided for**
9 **in ORS 137.290, the assessment provided for in ORS 137.309, or any other additional assess-**
10 **ment or surcharge, for a violation of ORS 830.565.**

11 *[(1)]* (2) A person who violates ORS 830.050, 830.088, 830.090, 830.092, 830.094, 830.230, 830.415,
12 *[830.565,]* 830.710, 830.720, 830.770, 830.780, 830.810, 830.850 or 830.855, or rules adopted to carry out
13 the purposes of those statutes, commits a Class D violation.

14 *[(2)]* (3) A person who violates ORS 830.220, 830.240, 830.245, 830.250, 830.375, 830.475 (4),
15 830.480, 830.785, 830.805 or 830.825, or rules adopted to carry out the purposes of those statutes,
16 commits a Class C violation.

17 *[(3)]* (4) A person who violates ORS 830.110, 830.175, 830.180, 830.185, 830.195, 830.210, 830.215,
18 830.225, 830.235, 830.260, 830.300, 830.315 (2) and (3), 830.335, 830.340, 830.345, 830.350, 830.355,
19 830.360, 830.362, 830.365, 830.370, 830.410, 830.420, 830.495, 830.560, 830.775, 830.795 or 830.830, or
20 rules adopted to carry out the purposes of those statutes, commits a Class B violation.

21 *[(4)]* (5) A person who violates ORS 830.305 or 830.390, or rules adopted to carry out the pur-
22 poses of those statutes, commits a Class A violation.

23 *[(5)]* (6) A person who violates ORS 830.383 or 830.909 commits a Class B misdemeanor.

24 *[(6)]* (7) A person who violates ORS 830.035 (2), 830.053, 830.315 (1), 830.325, 830.475 (1), 830.730
25 or 830.955 (1) commits a Class A misdemeanor.

26 *[(7)]* (8) A person who violates ORS 830.475 (2) commits a Class C felony.

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 **SECTION 2.** The amendments to ORS 830.990 by section 1 of this 2011 Act apply to of-
2 fenses committed on or after the effective date of this 2011 Act.

3 **SECTION 3.** This 2011 Act being necessary for the immediate preservation of the public
4 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect
5 on its passage.
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