

# Senate Bill 846

Sponsored by Senator PROZANSKI, Representatives HOYLE, GREENLICK; Senator DINGFELDER, Representative READ

## 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**.

Directs Department of Transportation to adopt standards for bicycle trailers designed for human passengers.

Prohibits sale of bicycle trailers that do not meet standards adopted by department.

## A BILL FOR AN ACT

1  
2 Relating to bicycle trailers.

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

4 **SECTION 1. The Department of Transportation shall adopt rules establishing minimum**  
5 **standards for bicycle trailers designed for human passengers. The department shall consult**  
6 **the ASTM International specification F1975-09, "Standard Specification for Nonpowered Bi-**  
7 **cycle Trailers Designed for Human Passengers," in forming its standards. The department**  
8 **may review specifications adopted by ASTM International, or equivalent organizations, and**  
9 **revise the standards adopted pursuant to this section as necessary.**

10 **SECTION 2. (1) A person may not sell a bicycle trailer designed for human passengers**  
11 **unless the bicycle trailer conforms to the standards adopted by the Department of Trans-**  
12 **portation by rule under section 1 of this 2011 Act.**

13 **(2) In addition to any other remedy provided by law, an individual who purchases a bicy-**  
14 **cle trailer that does not conform to the standards adopted by the department may bring a**  
15 **civil action to recover actual damages or \$1,000, whichever is greater, against the person**  
16 **that sold the bicycle trailer to the individual. A court shall award a prevailing plaintiff rea-**  
17 **sonable costs and attorney fees.**

18 **(3) An action brought under this section shall be commenced within two years from the**  
19 **date the individual purchased the bicycle trailer.**

20 **SECTION 3. Sections 1 and 2 of this 2011 Act apply to bicycle trailers designed for human**  
21 **passengers sold on or after the effective date of this 2011 Act.**

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