

Senate Bill 238

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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**.

Allows child under seven years of age to operate motorcycle on public lands if specified conditions are met. Requires that child under 16 years of age meet rider fit guidelines to operate motorcycle on public lands.

A BILL FOR AN ACT

1
2 Relating to all-terrain vehicles; amending ORS 821.172.

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

4 **SECTION 1.** ORS 821.172 is amended to read:

5 821.172. (1) A person 16 years of age or older commits the offense of operation of a Class III
6 all-terrain vehicle without driving privileges if the person operates a Class III all-terrain vehicle on
7 public lands and the person does not hold a valid Class III all-terrain vehicle operator permit issued
8 under ORS 390.575.

9 (2) A child under 16 years of age commits the offense of operation of a Class III all-terrain ve-
10 hicle without driving privileges if the child operates a Class III all-terrain vehicle on public lands
11 and the child does not meet all the following conditions:

12 (a) The child must be accompanied by a person who is at least 18 years of age, holds a valid
13 all-terrain vehicle operator permit issued under ORS 390.570, 390.575 or 390.577 and is able to pro-
14 vide immediate assistance and direction to the child.

15 (b) The child must hold a valid Class III all-terrain vehicle operator permit issued under ORS
16 390.575.

17 **(c) The child must meet rider fit guidelines established by the State Parks and Recreation
18 Department under ORS 390.585.**

19 *[(3) A child under seven years of age may not operate a Class III all-terrain vehicle on public
20 lands.]*

21 *[(4)]* **(3)** This section does not apply if the all-terrain vehicle is:

22 (a) Used exclusively in farming, agricultural or forestry operations or used by persons licensed
23 under ORS chapter 571 exclusively for nursery or Christmas tree growing operations; and

24 (b) Being used on land owned or leased by the owner of the vehicle.

25 *[(5)]* **(4)** The offense described in this section, operation of a Class III all-terrain vehicle without
26 driving privileges, is a Class C traffic violation.

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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.