

House Bill 2521

Sponsored by Representative CLEM (at the request of Joel Fischer) (Pre-session filed.)

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**.

Exempts certain inflatable boats from requirement to obtain certificate of number from State Marine Board.

A BILL FOR AN ACT

1
2 Relating to inflatable boats; amending ORS 830.015, 830.705 and 830.775.

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

4 **SECTION 1.** ORS 830.705 is amended to read:

5 830.705. (1) [*This section and*] ORS 830.710, 830.770, 830.780, 830.785, 830.795 to 830.805 and
6 830.830 to 830.870 do not apply to:

7 (a) A boat [*which*] **that** has a valid marine document issued by the United States Coast Guard
8 or any federal agency [*which*] **that** succeeds to the duty of issuing marine documents.

9 (b) Foreign boats operated only temporarily in the waters of this state.

10 (c) A boat owned and operated by the United States or a state or by an entity or political sub-
11 division of the United States or a state, except recreational type public vessels.

12 (d) A ship's lifeboat used solely for lifesaving purposes.

13 (e) A boat belonging to a class of boats [*which*] **that** has been exempted from the provisions of
14 [*this section and*] ORS 830.710, 830.770, 830.780, 830.785, 830.795 to 830.805 and 830.830 to 830.870 by
15 the State Marine Board as provided in ORS 830.110 (9).

16 (f) A boat already covered by a number in full force and effect [*which*] **that** has been issued to
17 it pursuant to federal laws or a federally approved numbering system of another state[;], provided
18 that such boat shall not have been within this state for a period in excess of 60 consecutive days.

19 **(g) An inflatable boat that is 20 feet or less in length, provided that the boat is not pro-**
20 **pelled by a motor capable of providing more than 60 pounds of thrust.**

21 [(2)] (2) [*This section and*] **Except as provided in subsection (1) of this section**, ORS 830.710,
22 830.770, 830.780, 830.785, 830.795 to 830.805 and 830.830 to 830.870 do apply to all boats [*other than*
23 *boats described in subsection (1) of this section which*] **that** are propelled by machinery, whether or
24 not the machinery is the principal source of propulsion, and to sailboats [*which*] **that** are 12 feet
25 or more in length.

26 [(3)] (3) [*This section and*] ORS 830.300 and 830.710 to 830.870 do not apply to any vessel for
27 which a charter boat license has been issued and for which the fee has been paid as provided in
28 ORS 830.440.

29 **SECTION 2.** ORS 830.775 is amended to read:

30 830.775. (1) Notwithstanding the provisions of ORS 830.705, 830.710, 830.770, 830.780 to 830.805
31 and 830.830 to 830.870, [*no person shall*] **a person may not** operate a boat [*which is not used for*

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 *commercial*] **that is used for noncommercial** purposes and has a valid marine document issued by
2 the United States Coast Guard or any federal agency [*which*] **that** succeeds to the duty of issuing
3 marine documents, unless:

- 4 (a) The owner holds a certificate of registration issued in the name of the owner as owner.
- 5 (b) The certificate is carried on the boat.
- 6 (c) A decal awarded to the boat is conspicuously displayed.

7 (2) The State Marine Board shall issue a certificate of registration and a decal that recites its
8 issuance by the board as prescribed by ORS 830.790.

9 **SECTION 3.** ORS 830.015 is amended to read:

10 830.015. (1) ORS 830.005, 830.015 to 830.050, 830.175, 830.210 to 830.420 and 830.475 to 830.490
11 apply to all boats operated in the waters of this state.

12 (2) Notwithstanding subsection (1) of this section, ORS 830.005, 830.015 to 830.050, 830.175,
13 830.210 to 830.420 and 830.475 to 830.490 do not apply to a boat when application of the statutes
14 would be inconsistent with federal law or regulations or to a boat that is:

- 15 (a) A foreign boat operated temporarily in the waters of this state.
- 16 (b) A boat owned and operated by the United States or by an entity of the United States.
- 17 (c) A ship's lifeboat used solely for lifesaving purposes.
- 18 (d) A boat belonging to a class of boats that has been exempted from the provisions of ORS
19 [830.705,] 830.710, 830.770, 830.780, 830.785, 830.795 to 830.805 and 830.830 to 830.870 by the State
20 Marine Board as provided in ORS 830.110.

21 (3) Notwithstanding an exemption provided to a class of boats in subsection (2) of this section,
22 a boat that would otherwise be exempt from regulation because the boat is of a class specified in
23 subsection (2) of this section is not exempt if the boat is a:

- 24 (a) Passenger vessel of less than 100 gross tons;
- 25 (b) Commercial vessel that is not required to be inspected under federal law; or
- 26 (c) Publicly owned recreational vessel.

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