

House Bill 3216

Sponsored by COMMITTEE ON RURAL COMMUNITIES, LAND USE, AND WATER

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 farm vehicle operator permit. Prescribes fees.

Expands use of slow-moving vehicle emblems to include farm vehicles operated by persons who hold farm vehicle operator permit.

Creates offense of violation of farm vehicle operator permit restrictions. Punishes by maximum fine of \$500.

A BILL FOR AN ACT

1
2 Relating to farm vehicle operator permit; creating new provisions; and amending ORS 801.250,
3 807.370 and 815.110.

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

5 **SECTION 1. Sections 2 and 3 of this 2015 Act are added to and made a part of the Oregon**
6 **Vehicle Code.**

7 **SECTION 2. (1) As used in this section:**

8 (a) "Family member" means any individual who is related to a person by blood, marriage,
9 adoption or domestic partnership as defined in ORS 106.310.

10 (b) "Farm vehicle" means a vehicle registered as a farm vehicle under ORS 805.300.

11 (2) A farm vehicle operator permit authorizes a person who otherwise does not have
12 driving privileges to operate a farm vehicle in the scope of the person's employment or while
13 the person is working on a farm owned by a family member. Except as otherwise provided
14 in this section, a farm vehicle operator permit is subject to the provisions, conditions, pro-
15 hibitions and penalties applicable to a Class C license.

16 (3) The Department of Transportation shall issue a farm vehicle operator permit to a
17 person to operate farm vehicles if:

18 (a) The person is 12 years of age or older;

19 (b) The person is an employee or a family member of a farmer;

20 (c) The department determines that the person has sufficient experience in the operation
21 of motor vehicles to operate the type of farm vehicle authorized by the permit without en-
22 dangering the safety of the public; and

23 (d) The person does not possess driving privileges under the laws of this state or another
24 jurisdiction.

25 (4) The department may require an applicant for a farm vehicle operator permit to
26 demonstrate that the applicant is qualified to safely exercise the driving privileges granted
27 under a farm vehicle operator permit.

28 (5) A person who holds a farm vehicle operator permit issued under this section may
29 operate a farm vehicle only at a speed of 35 miles per hour or less on highways:

30 (a) Within 10 miles of a farm where the person is employed or on highways within 10

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 miles of a farm owned by a family member; and

2 (b) With a speed limit not greater than 50 miles per hour or in an area with a speed
3 designation not greater than 50 miles per hour.

4 (6) The department shall place restrictions on a farm vehicle operator permit that des-
5 ignate the types of farm vehicles the holder of the permit is authorized to operate.

6 (7) The department may establish an application form for the permit that differs from
7 the form required for a driver license.

8 (8) The fees required for issuance or renewal of a farm vehicle operator permit are the
9 farm vehicle operator permit fees under ORS 807.370.

10 (9) The department shall cancel a farm vehicle operator permit if the department deter-
11 mines that the holder of the permit has:

12 (a) Operated a farm vehicle in violation of this section; or

13 (b) Operated a type of farm vehicle not designated under the permit as described in
14 subsection (6) of this section.

15 (10)(a) If the department cancels a farm vehicle operator permit, the person issued the
16 permit is ineligible to be issued another farm vehicle operator permit for a period of 90 days.

17 (b) If the department cancels a farm vehicle operator permit within 90 days after the
18 department reissued a permit, the person issued the permit is ineligible to be issued another
19 farm vehicle operator permit for a period of one year.

20 **SECTION 3.** (1) A person commits the offense of violation of farm vehicle operator per-
21 mit restrictions if the person:

22 (a) Operates a farm vehicle in violation of section 2 of this 2015 Act; or

23 (b) Operates a type of farm vehicle not designated under the permit as described in sec-
24 tion 2 (6) of this 2015 Act.

25 (2) The offense described in this section, violation of farm vehicle operator permit re-
26 strictions, is a Class D traffic violation.

27 **SECTION 4.** ORS 815.110 is amended to read:

28 815.110. This section establishes requirements for ORS 815.115. The requirements under this
29 section are in addition to any other requirements for lighting equipment provided by law. Except
30 as specifically provided by an exemption under ORS 815.120, a person violates ORS 815.115 if the
31 person does not comply with any of the following requirements:

32 (1) The following types of vehicles must display slow-moving vehicle emblems described under
33 ORS 815.060:

34 (a) Vehicles or combinations of vehicles designed for customary use at speeds of less than 25
35 miles per hour.

36 (b) Golf carts or similar vehicles when operated by a person with a disability.

37 (c) Class I, Class II and Class IV all-terrain vehicles operated on a highway under ORS 821.191
38 (1).

39 (d) Vehicles registered as farm vehicles under ORS 805.300 that are operated on a high-
40 way by a person who holds a farm vehicle operator permit issued under section 2 of this 2015
41 Act.

42 (2) Slow-moving vehicle emblems must meet the requirements for such emblems established by
43 the Department of Transportation by rule under ORS 815.060.

44 (3) Slow-moving vehicle emblems shall be displayed on the rear of the power unit. When a
45 combination of vehicles is being operated in a manner that obscures the emblem mounted on the

1 power unit, an additional emblem shall be displayed on the rear of the rearmost vehicle in the
 2 combination.

3 **SECTION 5.** ORS 807.370 is amended to read:

4 807.370. The following are the fees relating to the issuance and renewal of licenses, driver per-
 5 mits and endorsements:

6 (1) Disability golf cart driver permit fees under ORS 807.210, as follows:

7 (a) For issuance, \$44.

8 (b) For renewal fee under ORS 807.210, \$32.

9 (2) Emergency driver permit fee under ORS 807.220, \$23.50.

10 (3) Instruction driver permit fees under ORS 807.280, as follows:

11 (a) For issuance, \$23.50.

12 (b) For renewal, \$23.50.

13 (4)(a) License issuance fee for a Class C license, \$54.

14 (b) Fee to take the knowledge test for a Class C license, \$5.

15 (c) Fee to take the skills test for a Class C license, \$9.

16 (5) License issuance fee for a restricted Class C license, \$54.

17 (6) License issuance fee for a commercial driver license, whether or not the license contains
 18 endorsements, \$75.50.

19 (7) Test fees for a commercial driver license or permit:

20 (a) To take the knowledge test for a Class A commercial license or permit, \$10.

21 (b) To take the skills test for a Class A commercial license, \$70.

22 (c) To take the knowledge test for a Class B commercial license or permit, \$10.

23 (d) To take the skills test for a Class B commercial license, \$70.

24 (e) To take the knowledge test for a Class C commercial license or permit, \$10.

25 (f) To take the skills test for a Class C commercial license, \$70.

26 (8) Notwithstanding subsection (6) of this section, for issuance of a commercial driver license
 27 of any class when the Department of Transportation accepts a certificate of competency issued un-
 28 der ORS 807.080, \$40 in addition to the fee under subsection (6) of this section.

29 (9) Notwithstanding subsection (6) of this section, for original issuance of a school bus
 30 endorsement to a person who has a commercial driver license with a passenger endorsement:

31 (a) \$21; or

32 (b) \$61 if the department accepts a certificate of competency issued under ORS 807.080.

33 (10) For a farm endorsement, \$26.

34 (11) Test fees for the knowledge test for endorsements other than motorcycle and farm
 35 endorsements:

36 (a) For a hazardous materials endorsement, \$10.

37 (b) For a tank vehicle endorsement, \$10.

38 (c) For a passenger endorsement, \$10.

39 (d) For a double and triple trailer endorsement, \$10.

40 (e) For a school bus endorsement, \$10.

41 (12) Fee to take an airbrake knowledge test, \$10.

42 (13) Fee to take an airbrake skills test to remove an airbrake restriction, \$56.

43 (14) License renewal fee for a commercial driver license, \$55.50.

44 (15) License renewal fee for a Class C license, \$34.

45 (16) License or driver permit replacement fee under ORS 807.160, \$26.50.

1 (17) Original endorsement issuance fee under ORS 807.170 for a motorcycle endorsement, \$46,
2 in addition to any fees for the endorsed license.

3 (18) Special student driver permit fee under ORS 807.230, \$23.50.

4 (19) Student Driver Training Fund eligibility fee under ORS 807.040 and 807.150, \$6.

5 (20) Motorcycle Safety Subaccount fee as follows:

6 (a) Upon original issuance of motorcycle endorsements under ORS 807.170, \$38.

7 (b) Upon renewal of a license with a motorcycle endorsement under ORS 807.170, \$28.

8 (21) Probationary driver permit application fee under ORS 807.270, \$50.

9 (22) Hardship driver permit application fee under ORS 807.240, \$50.

10 (23) Fee for reinstatement of revoked driving privileges under ORS 809.390, \$75.

11 (24) Fee for reinstatement of suspended driving privileges under ORS 809.380, \$75.

12 (25) Fee for reinstatement of right to apply for driving privileges after a delay under ORS
13 809.280 (10) (1997 Edition), the same as the fee for reinstatement of suspended driving privileges.

14 (26) Fee for a special limited vision condition learner's permit under ORS 807.359, \$13.

15 (27)(a) License issuance fee for a Class C limited term license, \$23.

16 (b) Fee to take the knowledge test for a Class C limited term license, \$5.

17 (c) Fee to take the skills test for a Class C limited term license, \$9.

18 (28) License issuance fee for a restricted Class C limited term license, \$23.

19 (29) License issuance fee for a limited term commercial driver license, whether or not the li-
20 cense contains endorsements, \$45.

21 (30) License renewal fee for a limited term commercial driver license, \$14.

22 (31) License renewal fee for a Class C limited term license, \$8.

23 (32) Limited term license or limited term driver permit replacement fee under ORS 807.160,
24 \$26.50.

25 (33) Limited term Student Driver Training Fund eligibility fee under ORS 807.040 and 807.150,
26 \$2.

27 **(34) Farm vehicle operator permit fees under section 2 of this 2015 Act, as follows:**

28 **(a) For issuance, \$20.**

29 **(b) For renewal, \$20.**

30 **SECTION 6.** ORS 807.370, as amended by section 33, chapter 237, Oregon Laws 2013, is
31 amended to read:

32 807.370. The following are the fees relating to the issuance and renewal of licenses, driver per-
33 mits and endorsements:

34 (1) Disability golf cart driver permit fees under ORS 807.210, as follows:

35 (a) For issuance, \$44.

36 (b) For renewal fee under ORS 807.210, \$32.

37 (2) Emergency driver permit fee under ORS 807.220, \$23.50.

38 (3) Instruction driver permit fees under ORS 807.280, as follows:

39 (a) For issuance, \$23.50.

40 (b) For renewal, \$23.50.

41 (4) Commercial learner driver permit issuance fee under ORS 807.285, \$23.50.

42 (5)(a) License issuance fee for a Class C license, \$54.

43 (b) Fee to take the knowledge test for a Class C license, \$5.

44 (c) Fee to take the skills test for a Class C license, \$9.

45 (6) License issuance fee for a restricted Class C license, \$54.

1 (7) License issuance fee for a commercial driver license, whether or not the license contains
2 endorsements, \$75.50.

3 (8) Test fees for a commercial driver license or permit:

4 (a) To take the knowledge test for a Class A commercial driver license or permit, \$10.

5 (b) To take the skills test for a Class A commercial driver license, \$70.

6 (c) To take the knowledge test for a Class B commercial driver license or permit, \$10.

7 (d) To take the skills test for a Class B commercial driver license, \$70.

8 (e) To take the knowledge test for a Class C commercial driver license or permit, \$10.

9 (f) To take the skills test for a Class C commercial driver license, \$70.

10 (9) Notwithstanding subsection (7) of this section, for issuance of a commercial driver license
11 of any class when the Department of Transportation accepts a certificate of competency issued un-
12 der ORS 807.080, \$40 in addition to the fee under subsection (7) of this section.

13 (10) Notwithstanding subsection (7) of this section, for original issuance of a school bus
14 endorsement to a person who has a commercial driver license with a passenger endorsement:

15 (a) \$21; or

16 (b) \$61 if the department accepts a certificate of competency issued under ORS 807.080.

17 (11) For a farm endorsement, \$26.

18 (12) Test fees for the knowledge test for endorsements other than motorcycle and farm
19 endorsements:

20 (a) For a hazardous materials endorsement, \$10.

21 (b) For a tank vehicle endorsement, \$10.

22 (c) For a passenger endorsement, \$10.

23 (d) For a double and triple trailer endorsement, \$10.

24 (e) For a school bus endorsement, \$10.

25 (13) Fee to take an airbrake knowledge test, \$10.

26 (14) Fee to take an airbrake skills test to remove an airbrake restriction, \$56.

27 (15) License renewal fee for a commercial driver license, \$55.50.

28 (16) License renewal fee for a Class C license, \$34.

29 (17) License or driver permit replacement fee under ORS 807.160, \$26.50.

30 (18) Original endorsement issuance fee under ORS 807.170 for a motorcycle endorsement, \$46,
31 in addition to any fees for the endorsed license.

32 (19) Special student driver permit fee under ORS 807.230, \$23.50.

33 (20) Student Driver Training Fund eligibility fee under ORS 807.040 and 807.150, \$6.

34 (21) Motorcycle Safety Subaccount fee as follows:

35 (a) Upon original issuance of motorcycle endorsements under ORS 807.170, \$38.

36 (b) Upon renewal of a license with a motorcycle endorsement under ORS 807.170, \$28.

37 (22) Probationary driver permit application fee under ORS 807.270, \$50.

38 (23) Hardship driver permit application fee under ORS 807.240, \$50.

39 (24) Fee for reinstatement of revoked driving privileges under ORS 809.390, \$75.

40 (25) Fee for reinstatement of suspended driving privileges under ORS 809.380, \$75.

41 (26) Fee for reinstatement of right to apply for driving privileges after a delay under ORS
42 809.280 (10) (1997 Edition), the same as the fee for reinstatement of suspended driving privileges.

43 (27) Fee for a special limited vision condition learner's permit under ORS 807.359, \$13.

44 (28)(a) License issuance fee for a Class C limited term license, \$23.

45 (b) Fee to take the knowledge test for a Class C limited term license, \$5.

1 (c) Fee to take the skills test for a Class C limited term license, \$9.

2 (29) License issuance fee for a restricted Class C limited term license, \$23.

3 (30) License issuance fee for a limited term commercial driver license, whether or not the li-
4 cense contains endorsements, \$45.

5 (31) License renewal fee for a limited term commercial driver license, \$14.

6 (32) License renewal fee for a Class C limited term license, \$8.

7 (33) Limited term license or limited term driver permit replacement fee under ORS 807.160,
8 \$26.50.

9 (34) Limited term Student Driver Training Fund eligibility fee under ORS 807.040 and 807.150,
10 \$2.

11 **(35) Farm vehicle operator permit fees under section 2 of this 2015 Act, as follows:**

12 **(a) For issuance, \$20.**

13 **(b) For renewal, \$20.**

14 **SECTION 7.** ORS 801.250 is amended to read:

15 801.250. "Driver permit" means a grant of driving privileges by this state or another jurisdiction
16 that is more limited than those available under a license or that is only available under special or
17 limited circumstances. The term may also refer to a document issued as evidence of a grant of
18 driving privileges under a driver permit. Driver permits issued by this state include the following:

19 (1) Applicant temporary driver permit described under ORS 807.310.

20 (2) Court issued temporary driver permit described under ORS 807.320.

21 (3) Disability golf cart driver permit described under ORS 807.210.

22 (4) Emergency driver permit described under ORS 807.220.

23 (5) Instruction driver permit described under ORS 807.280.

24 (6) Hardship driver permit described under ORS 807.240.

25 (7) Probationary driver permit described under ORS 807.270.

26 (8) Special student driver permit described under ORS 807.230.

27 (9) Special temporary instruction driver permit described under ORS 807.290.

28 (10) Court bail driver permit described under ORS 807.330.

29 (11) Temporary driver permit described under ORS 813.110.

30 **(12) Farm vehicle operator permit described under section 2 of this 2015 Act.**

31 **SECTION 8.** ORS 801.250, as amended by section 34, chapter 237, Oregon Laws 2013, is
32 amended to read:

33 801.250. "Driver permit" means a grant of driving privileges by this state or another jurisdiction
34 that is more limited than those available under a license or that is only available under special or
35 limited circumstances. The term may also refer to a document issued as evidence of a grant of
36 driving privileges under a driver permit. Driver permits issued by this state include the following:

37 (1) Applicant temporary driver permit described under ORS 807.310.

38 (2) Court issued temporary driver permit described under ORS 807.320.

39 (3) Disability golf cart driver permit described under ORS 807.210.

40 (4) Emergency driver permit described under ORS 807.220.

41 (5) Instruction driver permit described under ORS 807.280.

42 (6) Hardship driver permit described under ORS 807.240.

43 (7) Probationary driver permit described under ORS 807.270.

44 (8) Special student driver permit described under ORS 807.230.

45 (9) Special temporary instruction driver permit described under ORS 807.290.

- 1 (10) Court bail driver permit described under ORS 807.330.
- 2 (11) Temporary driver permit described under ORS 813.110.
- 3 (12) Commercial learner driver permit described under ORS 807.285.
- 4 **(13) Farm vehicle operator permit described under section 2 of this 2015 Act.**
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