

# Senate Bill 495

Sponsored by Senator BATES (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**.

Eliminates exception to safety belt laws that allows person to not use safety belt if all seating positions in vehicle are occupied.

## A BILL FOR AN ACT

1  
2 Relating to exceptions to safety belt requirements; creating new provisions; and amending ORS  
3 811.215.

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

5 **SECTION 1.** ORS 811.215 is amended to read:

6 811.215. ORS 811.210 does not apply to:

7 (1) Privately owned commercial vehicles that are being used for the transportation of persons  
8 for compensation or profit. The exemption in this subsection does not apply to any of the following:

9 (a) Motor carriers, as defined in ORS 825.005, when operating in interstate commerce.

10 (b) Vehicles designed and used for the transportation of 15 or fewer persons, including the  
11 driver, except that the operator of a vehicle described in this paragraph is not required to:

12 (A) Be properly secured with a safety belt or safety harness as required by ORS 811.210 if the  
13 operator is a taxicab operator; or

14 (B) Ensure that a passenger is properly secured with a child safety system as described in ORS  
15 811.210 (2)(a), (b) or (c).

16 (2) Any vehicle not required to be equipped with safety belts or safety harnesses at the time the  
17 vehicle was manufactured, unless safety belts or safety harnesses have been installed in the vehicle.

18 (3) Any vehicle exempted by ORS 815.080 from requirements to be equipped upon sale with  
19 safety belts or safety harnesses.

20 (4) Any person for whom a certificate is issued by the Department of Transportation under ORS  
21 811.220.

22 *[(5) Any person who is a passenger in a vehicle if all seating positions in the vehicle are occupied  
23 by other persons.]*

24 *[(6)]* **(5)** Any person who is being transported while in the custody of a police officer or any law  
25 enforcement agency.

26 *[(7)]* **(6)** Any person who is delivering newspapers or mail in the regular course of work.

27 *[(8)]* **(7)** Any person who is riding in an ambulance for the purpose of administering medical aid  
28 to another person in the ambulance, if being secured by a safety belt or safety harness would sub-  
29 stantially inhibit the administration of medical aid.

30 *[(9)]* **(8)** Any person who is reading utility meters in the regular course of work.

31 *[(10)]* **(9)** Any person who is employed to operate a vehicle owned by a mass transit district

**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 while the vehicle is being used for the transportation of passengers in the public transportation  
2 system of the district.

3 ~~[(11)] (10)~~ Any person who is collecting solid waste or recyclable materials in the regular course  
4 of work.

5 **SECTION 2. The amendments to ORS 811.215 by section 1 of this 2015 Act apply to of-**  
6 **fenses occurring on or after the effective date of this 2015 Act.**

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