

SENATE AMENDMENTS TO SENATE BILL 694

By COMMITTEE ON JUDICIARY

April 21

1 Delete lines 4 through 19 of the printed bill and insert:

2 **“SECTION 1.** ORS 814.240 is amended to read:

3 “814.240. (1) A motorcycle operator or moped operator commits the offense of motorcycle or
4 moped unlawful passing in a lane with a vehicle if the operator does any of the following:

5 “(a) Overtakes and passes in the same lane occupied by the vehicle the operator is overtaking,
6 unless the vehicle being passed is a motorcycle or a moped[.];

7 “(b) Operates a [*moped or*] motorcycle **or moped** between lanes of traffic [*or between adjacent*
8 *lines or rows of vehicles.*] **traveling in the opposite direction; or**

9 **“(c) Operates a motorcycle or moped between adjacent lanes of traffic traveling in the**
10 **same direction.**

11 **“(2) A motorcycle operator or moped operator does not commit the offense of motorcycle**
12 **or moped unlawful passing in a lane with a vehicle if at the time the conduct described in**
13 **subsection (1)(c) of this section occurs:**

14 **“(a) The motorcycle operator or moped operator is operating a motorcycle with two**
15 **wheels or a moped with two wheels;**

16 **“(b) The motorcycle operator or moped operator is driving on a highway where the speed**
17 **limit established in ORS 811.111 or the designated speed posted under ORS 810.180 is 50 miles**
18 **per hour or higher;**

19 **“(c) Traffic is stopped or has slowed to a speed of 10 miles per hour or less; and**

20 **“(d) The motorcycle operator or moped operator is driving in a cautious and prudent**
21 **manner and is traveling at a speed of 20 miles per hour or less.**

22 “[2] (3) This section does not apply to a police officer in the performance of official duties.

23 “[3] (4) The offense described in this section, motorcycle or moped unlawful passing in a lane
24 with a vehicle, is a Class B traffic violation.”.

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