

Enrolled
House Bill 2598

Sponsored by Representatives OLSON, BARKER, POST; Representatives NEARMAN, NOBLE, RAYFIELD, RESCHKE, SOLLMAN, WILSON, Senators DEVLIN, GELSER, HANSELL (Pre-session filed.)

CHAPTER

AN ACT

Relating to the offense of vehicular assault; creating new provisions; and amending ORS 811.060.

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

SECTION 1. ORS 811.060 is amended to read:

811.060. (1) For the purposes of this section, “recklessly” has the meaning given that term in ORS 161.085.

(2) A person commits the offense of vehicular assault [*of a bicyclist or pedestrian*] if:

(a) The person recklessly operates a vehicle upon a highway in a manner that results in contact between the person’s vehicle and:

- (A) A bicycle operated by a person[.];
- (B) A person operating a bicycle [*or a pedestrian*]; [*and*]
- (C) **A motorcycle operated by a person;**
- (D) **A person operating a motorcycle;**
- (E) **A passenger on a motorcycle; or**
- (F) **A pedestrian; and**

(b) The contact causes physical injury to the person operating a bicycle, **the person operating a motorcycle, the passenger on a motorcycle** or the pedestrian.

(3) The offense described in this section, vehicular assault [*of a bicyclist or pedestrian*], is a Class A misdemeanor.

SECTION 2. The amendments to ORS 811.060 by section 1 of this 2017 Act apply to conduct occurring on or after the effective date of this 2017 Act.

SECTION 3. ORS 811.060 shall be known and may be cited as the Milkman Mike Act.

Passed by House May 2, 2017

Repassed by House June 7, 2017

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate June 5, 2017

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Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2017

Approved:

.....M,....., 2017

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2017

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Dennis Richardson, Secretary of State