

A-Engrossed
House Bill 3125

Ordered by the House April 14
Including House Amendments dated April 14

Sponsored by COMMITTEE ON TRANSPORTATION POLICY

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.

[Requires Department of Transportation to study options for improving highway infrastructure in this state.]

[Sunsets January 2, 2020.]

Defines "autocycle." Provides that person may operate autocycle without motorcycle endorsement.

Requires Department of Transportation to report on changes to federal law related to autocycles to interim legislative committees related to transportation on or before September 15, 2021.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to transportation; creating new provisions; amending ORS 807.020 and 814.250; and declar-
3 ing an emergency.

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

5 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of the Oregon Vehicle**
6 **Code.**

7 **SECTION 2. "Autocycle" means a motorcycle that:**

8 **(1) Is manufactured to travel on three wheels;**

9 **(2) Has a steering wheel for steering control;**

10 **(3) Has nonstraddle seating; and**

11 **(4) Is equipped with a manufacturer-installed three-point safety belt or safety harness.**

12 **SECTION 3. ORS 814.250 is amended to read:**

13 814.250. (1) A person commits the offense of operating a moped or motorcycle more than two
14 abreast if the person is operating a moped or motorcycle on a roadway laned for traffic and the
15 person is riding abreast of more than one other motorcycle or moped in the same lane for traffic.

16 **(2) For purposes of this section, a motorcycle does not include an autocycle.**

17 [(2)] **(3) The offense described in this section, moped or motorcycle operating more than two**
18 **abreast, is a Class B traffic violation.**

19 **SECTION 4. ORS 807.020 is amended to read:**

20 807.020. A person who is granted a driving privilege by this section may exercise the driving
21 privilege described without violation of the requirements under ORS 807.010. A grant of driving
22 privileges to operate a motor vehicle under this section is subject to suspension and revocation the
23 same as other driving privileges granted under the vehicle code. This section is in addition to any
24 exemptions from the vehicle code under ORS 801.026. The following persons are granted the de-

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 scribed driving privileges:

2 (1) A person who is not a resident of this state or who has been a resident of this state for less
3 than 30 days may operate a motor vehicle without an Oregon license or driver permit if the person
4 holds a current out-of-state license issued to the person. For the purpose of this subsection, a person
5 is a resident of this state if the person meets the residency requirements described in ORS 807.062.
6 To qualify under this subsection, the person must have the out-of-state license or driver permit in
7 the person's possession. A person is not granted driving privileges under this subsection:

8 (a) If the person is under the minimum age required to be eligible for driving privileges under
9 ORS 807.060;

10 (b) During a period of suspension or revocation by this state or any other jurisdiction of driving
11 privileges or of the right to apply for a license or driver permit issued by this state or any other
12 jurisdiction; or

13 (c) That exceed the driving privileges granted to the person by the out-of-state license or driver
14 permit.

15 (2) A person in the Armed Forces of the United States may operate a motor vehicle without an
16 Oregon license or driver permit if the person is operating a motor vehicle in the course of the
17 person's duties in the Armed Forces.

18 (3) A person without a license or driver permit may operate a road roller or road machinery
19 that is not required to be registered under the laws of this state.

20 (4) A person without a license or driver permit may temporarily operate, draw, move or propel
21 a farm tractor or implement of husbandry.

22 (5) A person without a license or driver permit may operate a motor vehicle to demonstrate
23 driving ability during the course of an examination administered under ORS 807.070 for the purpose
24 of qualifying for a license or driver permit. This subsection only applies when an authorized exam-
25 iner is in a seat beside the driver of the motor vehicle.

26 (6) Driving privileges for snowmobiles are exclusively as provided in ORS 821.150.

27 (7) Driving privileges for Class I all-terrain vehicles are exclusively as provided in ORS 821.170.

28 (8) Driving privileges for Class III all-terrain vehicles are exclusively as provided in ORS
29 821.172.

30 (9) Driving privileges for Class IV all-terrain vehicles are exclusively as provided in ORS
31 821.176.

32 (10) A person without a license or driver permit may operate a golf cart in accordance with an
33 ordinance adopted under ORS 810.070.

34 (11) The spouse of a member of the Armed Forces of the United States on active duty who is
35 accompanying the member on assignment in this state may operate a motor vehicle if the spouse
36 has a current out-of-state license or driver permit issued to the spouse by another state in the
37 spouse's possession.

38 (12) A person who is a member of the Armed Forces of the United States on active duty may
39 operate a motor vehicle if the person has a current out-of-state license or driver permit in the
40 person's possession that is issued to the person by the person's state of domicile or by the Armed
41 Forces of the United States in a foreign country. Driving privileges described under this subsection
42 that are granted by the Armed Forces apply only for a period of 45 days from the time the person
43 returns to the United States.

44 (13) A person who does not hold a motorcycle endorsement may operate a motorcycle if the
45 person is:

1 (a) Within an enclosed cab; [or]

2 (b) Operating a vehicle designed to travel with three wheels in contact with the ground at
3 speeds of less than 15 miles per hour[.]; **or**

4 **(c) Operating an autocycle.**

5 (14) A person may operate a bicycle that is not an electric assisted bicycle without any grant
6 of driving privileges.

7 (15) A person may operate an electric assisted bicycle without a driver license or driver permit
8 if the person is 16 years of age or older.

9 (16) A person may operate a motor assisted scooter without a driver license or driver permit if
10 the person is 16 years of age or older.

11 (17) A person who is not a resident of this state or who has been a resident of this state for less
12 than 30 days may operate a motor vehicle without an Oregon license or driver permit if the person
13 is at least 15 years of age and has in the person's possession a current out-of-state equivalent of a
14 Class C instruction driver permit issued to the person. For the purpose of this subsection, a person
15 is a resident of this state if the person meets the residency requirements described in ORS 807.062.
16 A person operating a motor vehicle under authority of this subsection has the same privileges and
17 is subject to the same restrictions as a person operating under the authority of a Class C instruction
18 driver permit issued as provided in ORS 807.280.

19 (18) A person may operate an electric personal assistive mobility device without any grant of
20 driving privileges if the person is 16 years of age or older.

21 **SECTION 5. (1) No later than September 15, 2021, the Department of Transportation shall**
22 **submit a report to the interim legislative committees related to transportation on changes**
23 **to federal law related to autocycles.**

24 **(2) The report may include recommendations for legislative changes.**

25 **SECTION 6. This 2017 Act being necessary for the immediate preservation of the public**
26 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**
27 **on its passage.**

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