

Enrolled
Senate Bill 34

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CHAPTER

AN ACT

Relating to the offense of failure to maintain a safe distance from a motor vehicle; creating new provisions; and amending ORS 811.147.

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

SECTION 1. ORS 811.147 is amended to read:

811.147. [(1) As used in this section, "roadside assistance vehicle" means a vehicle with warning lights that responds to requests for repair assistance from motorists with disabled vehicles.]

[(2)] (1) A person operating a motor vehicle commits the offense of failure to maintain a safe distance from [an emergency vehicle, roadside assistance vehicle, tow vehicle or ambulance if the person approaches an emergency vehicle, roadside assistance vehicle, tow vehicle or ambulance] **a motor vehicle if the person approaches a motor vehicle** that is stopped and is displaying required warning lights **or hazard lights, or a person is indicating distress by using emergency flares or posting emergency signs, and the person operating the motor vehicle:**

(a) On a highway having two or more lanes for traffic in a single direction, fails to:

(A) Make a lane change to a lane not adjacent to that of the [emergency vehicle, roadside assistance vehicle, tow vehicle or ambulance] **stopped motor vehicle;** or

(B) Reduce the speed of the motor vehicle to a speed that is at least five miles per hour under the speed limit established in ORS 811.111 or a designated speed posted under ORS 810.180[, if making a lane change is unsafe].

(b) On a two directional, two-lane highway, fails to reduce the speed of the motor vehicle to a speed that is at least five miles per hour under the speed limit established in ORS 811.111 or a designated speed posted under ORS 810.180.

(2) A person is not in violation of the offense described in this section if the stopped motor vehicle is in a designated parking area.

(3) The offense described in this section, failure to maintain a safe distance from [an emergency vehicle, roadside assistance vehicle, tow vehicle or ambulance] **a motor vehicle,** is a Class B traffic violation.

SECTION 2. The amendments to ORS 811.147 by section 1 of this 2017 Act apply to conduct occurring on or after the effective date of this 2017 Act.

Passed by Senate February 23, 2017

Repassed by Senate June 6, 2017

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House June 1, 2017

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Tina Kotek, Speaker of House

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