

## SENATE AMENDMENTS TO SENATE BILL 643

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

April 26

- 1 On page 1 of the printed bill, line 3, delete “830.215 and 830.380” and insert “704.070”.
- 2 Delete lines 5 through 30 and delete page 2 and insert:
- 3 **“SECTION 1.** ORS 704.070 is amended to read:
- 4 “704.070. (1) A person who acts or offers to act as an outfitter and guide using boats to carry
- 5 passengers on the waters of this state shall:
- 6 “(a) Equip each nonmotorized boat that is under the direct operation of an outfitter and guide
- 7 or an employee of an outfitter and guide to carry passengers on waters rated as class III or higher
- 8 on a commonly accepted scale of river difficulty with a rescue throw bag, complete with a length
- 9 of artificial fiber rope and a buoyant bag;
- 10 “(b) On any section of waters rated as class III or higher on a commonly accepted scale of river
- 11 difficulty, require that all persons physically providing outfitting and guiding services and all pas-
- 12 sengers wear a properly secured United States Coast Guard approved personal flotation device of
- 13 a type prescribed by rules adopted by the State Marine Board;
- 14 “(c) If the outfitter and guide operates nonmotorized boats carrying passengers on any section
- 15 of waters rated as class III or higher on a commonly accepted scale of river difficulty, require that
- 16 all persons physically providing outfitting and guiding services:
- 17 “(A) Prior to providing the services, have completed at least one trip on that section of waters
- 18 in a nonmotorized boat; and
- 19 “(B) Have been trained in equipment preparation and boat rigging, understanding and recogniz-
- 20 ing river characteristics and hazards, methods of scouting rapids, methods of physically guiding
- 21 boats through rapids, proper client communication, how to provide paddling and safety instruction
- 22 and methods of river rescue techniques, including emergency procedures and equipment recovery;
- 23 [*and*]
- 24 “(d) If the outfitter and guide is a charter guide, ensure that the vessel used to carry passengers
- 25 complies with the equipment requirements for charter vessels under ORS 830.450[.]; **and**
- 26 **“(e) On any section of waters rated as class III or higher on a commonly accepted scale**
- 27 **of river difficulty, offer to all passengers a helmet that meets the standards established by**
- 28 **the board by rule.**
- 29 “(2) Subsection (1)(b) of this section does not apply to motorized boats that are inspected by the
- 30 United States Coast Guard.
- 31 **“SECTION 2.** The amendments to ORS 704.070 by section 1 of this 2017 Act apply to
- 32 **conduct occurring on or after the effective date of this 2017 Act.”.**
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