

## SENATE AMENDMENTS TO SENATE BILL 857

By COMMITTEE ON RULES

June 17

1 On page 1 of the printed bill, line 2, delete “and 830.649” and insert “, 830.649 and 830.652”.

2 In line 19, delete “4,000” and insert “5,000”.

3 On page 2, delete lines 19 through 29 and insert:

4 “**SECTION 2.** ORS 830.649 is amended to read:

5 “830.649. (1) As used in this section[,]:

6 “(a) ‘Newberg Pool Congested Zone’ means the portion of the Willamette River beginning at  
7 **Willamette Falls**, river mile [30] **26.6**, and ending at **the mouth of the Yamhill River**, river mile  
8 [50] **55**.

9 “(b) ‘Towed watersports’ has the meaning given that term by the State Marine Board by  
10 **rule, but does not include wake surfing.**

11 “(c) ‘Wake surfing’ means the activity of propelling an individual forward on equipment  
12 similar to a surfboard, using a boat’s wake. The person may be holding a rope or free riding.  
13 **Equipment used in this activity may include but is not limited to wake surf boards, wake  
14 boards, stand up paddleboards and hydrofoils.**

15 “(2) **Subject to subsection (5) of this section**, a person shall carry a towed watersports  
16 endorsement if the person is:

17 “(a) Engaged in [*wake surfing or wakeboarding*] **towed watersports** [*as defined by the State  
18 Marine Board*]; and

19 “(b) On waters within the Newberg Pool Congested Zone.

20 “(3) The owner of a motorboat shall display a towed watersports motorboat certificate decal if  
21 the motorboat is engaged in towed watersports within the Newberg Pool Congested Zone.

22 “(4) The person shall present proof of a towed watersports endorsement and towed watersports  
23 motorboat certificate upon request by a peace officer.

24 “(5) **Within the Newberg Pool Congested Zone, a person may not:**

25 “(a) **Use devices or individuals to increase wakes; and**

26 “(b) **Engage in wake surfing.**

27 “**SECTION 3.** ORS 830.652 is amended to read:

28 “830.652. (1) As used in this section, ‘Newberg Pool Congested Zone’ means the portion of the  
29 Willamette River beginning at **Willamette Falls**, river mile [30] **26.6**, and ending at **the mouth of  
30 the Yamhill River**, river mile [50] **55**.

31 “(2) Subject to subsection (3) of this section, the court shall, in addition to the penalties imposed  
32 under ORS 830.990 for the offenses listed in subsection (3) of this section:

33 “(a) Order the person not to operate a boat for a period of one year after the date of conviction;  
34 and

35 “(b) Order the person to complete a boating safety course approved by the State Marine Board.

1           “(3) Subsection (2) of this section applies when:  
2           “(a) The peace officer who issued the citation notes on the citation that the offense occurred  
3 within the Newberg Pool Congested Zone; and  
4           “(b) The person has at least one prior conviction for violating any of the following statutes  
5 within a three-year period preceding the date of the person’s current conviction and the prior of-  
6 fense also occurred within the Newberg Pool Congested Zone:  
7           “(A) ORS 830.305.  
8           “(B) ORS 830.315.  
9           “(C) ORS 830.335.  
10           “(D) ORS 830.340.  
11           “(E) ORS 830.345.  
12           “(F) ORS 830.355.  
13           “(G) ORS 830.360.  
14           “(H) ORS 830.362.  
15           “(I) ORS 830.365.”.  
16           In line 30, delete “3” and insert “4” and after “increasing” insert “or decreasing”.  
17           In line 32, after “increasing” insert “or decreasing”.  
18           In line 45, delete “4” and insert “5”.  
19           On page 3, line 3, delete “by section 2” and insert “and 830.652 by sections 2 and 3”.  
20           In line 5, delete “5” and insert “6”.  
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