

SB 1590-1
(LC 113)
2/6/24 (HE/ps)

Requested by Senator MEEK

**PROPOSED AMENDMENTS TO
SENATE BILL 1590**

1 On page 1 of the printed bill, line 2, after “ORS” delete the rest of the
2 line and delete lines 3 and 4 and insert “830.643, 830.649 and 830.652; repeal-
3 ing section 4, chapter 119, Oregon Laws 2022; and prescribing an effective
4 date.”.

5 Delete lines 6 through 27 and delete pages 2 through 4 and insert:

6 **“SECTION 1.** ORS 830.643 is amended to read:

7 “830.643. (1) A person may obtain a towed watersports endorsement if:

8 “(a)(A) The person is a resident of this state and the person holds a
9 boating safety education card issued under ORS 830.086; or

10 “(B) The person is not a resident of this state and the person holds a
11 current out-of-state boating certificate;

12 “(b) The person passes the towed watersports endorsement examination,
13 or the equivalency examination, as described in ORS 830.640;

14 “(c) The person pays the fee established by the State Marine Board under
15 ORS 830.646; and

16 “(d) The person provides any other information required by the board by
17 rule.

18 “(2) A person may obtain a towed watersports motorboat certificate if the
19 person is the owner of a registered motorboat and:

20 “(a) The person holds a towed watersports endorsement issued under this
21 section;

1 “(b) The maximum loading weight of the motorboat is less than [5,500]
2 **10,000** pounds, which is the sum of the factory-specified dry gross weight of
3 the motorboat and the factory-specified maximum factory ballast capacity of
4 the motorboat;

5 “(c) The person provides the board with information regarding the
6 motorboat’s make, model, length, dry gross weight and maximum factory
7 ballast capacity specifications as listed by the manufacturer; and

8 “(d) The person provides any other information required by the board by
9 rule.

10 “(3) A towed watersports endorsement and towed watersports motorboat
11 certificate issued under this section starts on the day the endorsement or
12 certificate is issued and expires on December 31 of the last year in the two-
13 year period.

14 “(4) A person issued a towed watersports endorsement or towed
15 watersports motorboat certificate under this section may renew the endorse-
16 ment or certificate by:

17 “(a) Paying the towed watersports endorsement renewal fee established
18 under ORS 830.646; and

19 “(b) Completing an application in the form and manner required by the
20 board by rule.

21 “(5) The board shall issue a towed watersports motorboat certificate in
22 the form of a decal. The decal must be affixed to the forward portion of the
23 motorboat, visible above the waterline and in accordance with rules adopted
24 by the board.

25 “(6) The board may appoint agents to issue towed watersports endorse-
26 ments and towed watersports motorboat certificates.

27 “(7) Agents shall issue towed watersports endorsements and towed
28 watersports motorboat certificates in accordance with procedures prescribed
29 by the board by rule and shall charge and collect the endorsement fees pre-
30 scribed by law.

1 “(8) The board may authorize an agent other than a board employee to
2 charge a service fee of \$2, in addition to the towed watersports endorsement
3 fee, for the issuance service performed by the agent.

4 “(9) The board shall supply the agents with towed watersports endorse-
5 ments and towed watersports motorboat certificates, if applicable.

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

7 “830.649. [(1) *As used in this section:*]

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

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

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

18 **“(1) As used in this section, ‘Newberg Pool Congested Zone’ means**
19 **the portion of the Willamette River beginning at river mile 30, and**
20 **ending at river mile 50.**

21 **“(2) [Subject to subsection (5) of this section,] A person shall carry a towed**
22 **watersports endorsement if the person is:**

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

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

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

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

1 “[5) *Within the Newberg Pool Congested Zone, a person may not:*]

2 “[a) *Use devices or individuals to increase wakes; and*]

3 “[b) *Engage in wake surfing.*]

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

5 “830.652. [(1) *As used in this section, ‘Newberg Pool Congested Zone’ means*
6 *the portion of the Willamette River beginning at Willamette Falls, river mile*
7 *26.6 and ending at the mouth of the Yamhill River, river mile 55.*]

8 **“(1) As used in this section, ‘Newberg Pool Congested Zone’ means**
9 **the portion of the Willamette River beginning at river mile 30, and**
10 **ending at river mile 50.**

11 “(2) Subject to subsection (3) of this section, the court shall, in addition
12 to the penalties imposed under ORS 830.990 for the offenses listed in sub-
13 section (3) of this section:

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

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

18 “(3) Subsection (2) of this section applies when:

19 “(a) The peace officer who issued the citation notes on the citation that
20 the offense occurred within the Newberg Pool Congested Zone; and

21 “(b) The person has at least one prior conviction for violating any of the
22 following statutes within a three-year period preceding the date of the
23 person’s current conviction and the prior offense also occurred within the
24 Newberg Pool Congested Zone:

25 “(A) ORS 830.305.

26 “(B) ORS 830.315.

27 “(C) ORS 830.335.

28 “(D) ORS 830.340.

29 “(E) ORS 830.345.

30 “(F) ORS 830.355.

1 “(G) ORS 830.360.

2 “(H) ORS 830.362.

3 “(I) ORS 830.365.

4 “**SECTION 4. Section 4, chapter 119, Oregon Laws 2022, is repealed.**

5 “**SECTION 5. (1) The amendments to ORS 830.643 by section 1 of this**
6 **2024 Act apply to towed watersports motorboat certificates issued, re-**
7 **newed or replaced on or after the effective date of this 2024 Act.**

8 “(2) The amendments to ORS 830.649 and 830.652 by sections 2 and
9 **3 of this 2024 Act apply to actions occurring on or after the effective**
10 **date of this 2024 Act.**

11 “**SECTION 6. This 2024 Act takes effect on the 91st day after the**
12 **date on which the 2024 regular session of the Eighty-second Legislative**
13 **Assembly adjourns sine die.”.**

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