

DRAFT

SUMMARY

Digest: The Act defines what a “powered micromobility device” is. It also combines the laws for kids under 16, making it clear that they must wear helmets when riding bikes, e-bikes, e-scooters and some other vehicles. Changes age a kid must be to use different classes of e-bikes and other types of vehicles. Says a store may not sell a vehicle that looks like an e-bike if it is not an e-bike by state law. The Act tells ODOT to make a new pilot program and let trucks haul more milk on certain routes. The Act tells ODOT to report on the results of the pilot program. (Flesch Readability Score: 70.7).

Defines “powered micromobility device” for the vehicle code.

Consolidates and makes uniform standards for wearing protective headgear for children under 16 years of age when riding or using a bicycle, electric assisted bicycle, motor assisted scooter, powered micromobility device and certain nonmotorized vehicles.

Lowers the age requirement to operate a Class 1 electric assisted bicycle. Provides that there is no minimum age requirement to operate a Class 1 or Class 2 electric assisted bicycle if the person is participating in a bicycle safety program.

Lowers age requirement to operate motor assisted scooter.

Creates offense of improper sale or lease of a vehicle. Punishes by maximum fine of \$250.

Creates offense of selling an impostor vehicle. Punishes by maximum fine of \$250.

Directs the Department of Transportation to establish a five-year pilot program that allows vehicles to haul fluid milk products with a loaded weight of not more than 129,000 pounds on routes approved by the department. Directs the department to conduct a study and prepare a report on the results of the pilot program.

A BILL FOR AN ACT

Relating to transportation; creating new provisions; amending ORS 153.633, 153.645, 153.650, 153.660, 646.608, 801.348, 803.030, 803.305, 806.020, 807.020,

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.

811.050, 811.440, 814.484, 814.486, 814.487, 814.489, 814.512, 815.052 and
815.281; and repealing ORS 814.485, 814.487, 814.488, 814.534 and 814.600.

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

**POWERED MICROMOBILITY DEVICES AND MOTOR ASSISTED
SCOOTERS**

SECTION 1. Sections 2, 3 and 4 of this 2026 Act are added to and
made a part of the Oregon Vehicle Code.

SECTION 2. Definition of “powered micromobility device.” (1)
“Powered micromobility device” means a vehicle that:

(a) Is designed to transport a person;

(b) Has a propulsion system;

(c) Has a maximum speed of 28 miles per hour; and

(d) Has an unloaded weight of less than 100 pounds.

(2) “Powered micromobility device” does not include:

(a) Devices exclusively powered by human power; or

(b) The following devices or vehicles:

(A) Electric assisted bicycles;

(B) Electric personal assistive mobility devices;

(C) Motor assisted scooters;

(D) Motorized wheelchairs;

(E) Motorcycles;

(F) Mopeds; or

(G) All-terrain vehicles.

**SECTION 3. Application of vehicle laws to powered micromobility
devices.** (1) A powered micromobility device is not a motor vehicle for
purposes of the Oregon Vehicle Code, except when specifically provided
by statute.

(2) A person operating a powered micromobility device is subject to
any provisions applicable to and has the same rights and duties as the

1 driver of a bicycle, except when otherwise specifically provided by
2 statute.

3 (3) Subject to the provisions of subsections (1) and (2) of this sec-
4 tion, for purposes of the vehicle code:

5 (a) A powered micromobility device is a vehicle; and

6 (b) When the term “vehicle” is used the term shall be deemed to
7 be applicable to powered micromobility devices, except those pro-
8 visions that by their very nature can have no application to the de-
9 vices.

10 (4) The provisions of the vehicle code relating to the operation of
11 a powered micromobility device do not relieve an operator or motorist
12 from the duty to exercise due care.

13 **SECTION 4. Local government and state agency regulation of the**
14 **operation of powered micromobility devices.** Local governments and
15 state agencies having jurisdiction over sidewalks and trails of public
16 passage may regulate by ordinance or rule and by traffic control device
17 the time, place and manner of the operation of powered micromobility
18 devices on sidewalks and trails.

19 **SECTION 5.** ORS 803.030 is amended to read:

20 803.030. This section establishes exemptions from the requirements under
21 ORS 803.025 to obtain title issued by this state. The exemptions are subject
22 to ORS 803.040. The exemptions are in addition to any exemptions under ORS
23 801.026. Vehicles exempted by this section from the requirements to be titled
24 by this state are not prohibited from being titled by this state if titling is
25 permitted under ORS 803.035. The exemptions are partial or complete as
26 provided in the following:

27 (1) Title from this state is not required for a vehicle unless the vehicle
28 is operated on a highway in this state.

29 (2) Title from this state is not required unless a vehicle is operated under
30 a registration number of this state.

31 (3) Snowmobiles and Class I, Class III and Class IV all-terrain vehicles

1 are not subject to the requirements under ORS 803.025. The requirements and
2 procedures for titling snowmobiles are as provided under ORS 821.060 and
3 821.070.

4 (4) Road rollers, farm tractors and traction engines are exempt from the
5 requirements for title.

6 (5) Trolleys are exempt from the requirements for title.

7 (6) Bicycles are exempt from the requirements for title.

8 (7) United States Government owned and operated motor vehicles and
9 trailers are exempt from the requirements for title.

10 (8) Implements of husbandry, well drilling machinery, emergency fire ap-
11 paratus providing public fire protection and wheelchairs are exempt from the
12 requirements for title.

13 (9) Except as provided in subsection (23) of this section, fixed load vehi-
14 cles are exempt from the requirements for title while operated within the
15 immediate construction project, as described in the governmental agency
16 contract, in the construction or reconstruction of state or county roads,
17 highways or city streets.

18 (10) Motor vehicles designed to operate at a loaded weight over 8,000
19 pounds, trailers and equipment are exempt from requirements for title while:

20 (a) Owned, leased, contracted or requisitioned by the State Forester, State
21 Board of Forestry, their contractors under ORS chapter 477, or the federal
22 government; and

23 (b) Being used for the purposes of forest protection and fire suppression
24 under ORS chapter 477 or a similar federal statute, including movement of
25 the vehicles to and from the work area.

26 (11) Farm trailers are exempt from requirements for title when the oper-
27 ation or movement of the vehicle upon the highways is incidental to its use
28 in an agricultural operation.

29 (12) Golf carts operated under an ordinance adopted under ORS 810.070
30 are exempt from requirements for title.

31 (13) Golf carts or similar vehicles are exempt from requirements for title

when:

(a) They have not less than three wheels in contact with the ground;

(b) They have an unloaded weight of less than 1,300 pounds;

(c) They are designed to be and are operated at not more than 15 miles per hour; and

(d) They are operated by persons with disabilities.

(14) The nonresident owners of vehicles currently registered and titled in any other country, state or territory may operate such vehicles over the highways of this state without complying with the titling requirements under ORS 803.025. All of the following apply to this subsection:

(a) This subsection only provides an exemption so long as the owner satisfactorily shows that the owner is not a resident of this state or has been a resident of this state for less than 30 days. For the purpose of this paragraph, a person is a resident of this state if the person meets the residency requirements described in ORS 803.200.

(b) The exemption under this subsection applies to vehicles granted exemptions under ORS 802.500, 802.520 or 826.005, unless otherwise provided under paragraph (c) of this subsection.

(c) Except as otherwise provided in this paragraph, a vehicle operated over the highways of this state for compensation or profit must comply with the titling requirements under ORS 803.025 in the same manner as required of nontitled vehicles. The following vehicles are not subject to this paragraph:

(A) Vehicles operated under reciprocal registration exemptions established under ORS 802.500 or 826.005.

(B) Vehicles operated under an exemption established under ORS 802.520.

(C) Vehicles that are proportionally registered under an agreement established under ORS 826.007, and according to the procedures established under ORS 826.009 or 826.011.

(D) Any vehicle if duly registered and titled under the laws of the state or country of which the owner is a bona fide resident to the extent that in

the foreign country, state, territory or federal district where the owner resides like exemptions and privileges are granted vehicles duly registered and titled under the laws of this state and owned by residents of this state.

(d) If no exemptions from titling requirements are in effect under ORS 802.500, 802.520, 826.005 or 826.007 with respect to another jurisdiction, any vehicle properly registered and titled in such other jurisdiction and for which evidence of compliance is supplied shall receive, when operated in this state, the same exemptions, benefits and privileges granted by such other jurisdictions to vehicles properly registered and titled in this state. Reciprocity extended under this paragraph shall apply to commercial vehicles only when engaged exclusively in interstate commerce.

(e) Any vehicle operated under dealer registration plates issued by another state, country, province, territory or the District of Columbia is subject to this subsection.

(15) Vehicle dealers issued certificates under ORS 822.020 may use and operate untitled vehicles as provided under ORS 822.040.

(16) Towing businesses issued certificates under ORS 822.205 may tow untitled vehicles as provided under ORS 822.210.

(17) Vehicle transporters issued certificates under ORS 822.310 may transport untitled vehicles as provided in ORS 822.310.

(18) Untitled vehicles may be operated under trip permits described under ORS 803.600 or under permits described under ORS 803.610 to 803.625.

(19) Vehicles that are registered by the United States Department of State and that are owned or operated by foreign nationals with diplomatic immunity are exempt from the requirements for title.

(20)(a) Vehicles that are registered under the proportional registration provisions of ORS chapter 826 and are titled in a jurisdiction other than Oregon are exempt from the requirements for title.

(b) A trailer that is registered under the proportional registration provisions of ORS chapter 826 and titled in a jurisdiction other than Oregon shall remain exempt from the requirements for title in Oregon if the trailer

is registered when the other jurisdiction removes its exception to proportional registration requirements for the trailer.

(21) Converter dollies and tow dollies are exempt from the requirements for title.

(22) Electric personal assistive mobility devices are exempt from the requirements for title.

(23) Road machinery that is operated at the direction of a road authority is exempt from the requirements for title. The exemption under this subsection also applies when the operation of road machinery upon a highway or an alley is incidental to its use in a highway maintenance operation.

(24) Special mobile equipment is exempt from the requirements for title.

(25) Powered micromobility devices are exempt from the requirements for title.

SECTION 6. ORS 803.305 is amended to read:

803.305. This section establishes exemptions from the requirements under ORS 803.300. The exemptions under this section are in addition to any exemptions under ORS 801.026. Vehicles exempted by this section from the requirements to be registered by this state are not prohibited from being registered by this state if registration is permitted under ORS 803.310. The following are exempt, either partially or completely as described, from the registration requirements under ORS 803.300:

(1) Road rollers, farm tractors, trolleys and traction engines are exempt from registration.

(2) Bicycles are exempt from registration.

(3) A vehicle is exempt from registration if it has registration issued for the vehicle by the Armed Forces of the United States where the registration is issued in a foreign country to a vehicle owned by a member of the Armed Forces. The exemption granted by this subsection applies only for a period of 45 days from the time the vehicle is returned to the United States.

(4) A vehicle is exempt from registration if it is not operated on the highways of this state.

(5) A trailer is exempt from registration if it is equipped with pneumatic tires made of elastic material and is not operated in this state with a loaded weight of more than 1,800 pounds. A trailer for hire, travel trailer or camper is not exempt by this subsection.

(6) Vehicles owned and operated by the United States Government are exempt from registration.

(7) Snowmobiles are subject to the requirements for registration provided under ORS 821.080 to 821.110.

(8) Implements of husbandry, well drilling machinery, emergency fire apparatus providing public fire protection and wheelchairs are exempt from registration.

(9) Road graders, farm tractors and farm trailers on highways are exempt from registration when the operation of the vehicle upon the highway is incidental to its use in an agricultural operation.

(10) Except as provided in subsection (26) of this section, fixed load vehicles are exempt from registration while the vehicles are operated:

(a) In the construction or reconstruction of state or county roads, highways or city streets; and

(b) Within the immediate construction projects, as described in the governmental agency contract under which the work is being performed.

(11) Motor vehicles designed to operate at a loaded weight over 8,000 pounds, trailers and equipment are exempt from registration while being used for the purposes of forest protection and fire suppression under ORS chapter 477 or a similar federal statute. The exemption under this subsection applies to the vehicles or equipment described while being moved to or from the work area. The exemption under this subsection only applies to vehicles or equipment owned, leased, contracted for or requisitioned by the State Forester or State Board of Forestry, a contractor of the State Forester or State Board of Forestry under ORS chapter 477 or the United States Government.

(12) Vehicles being used for the purposes of forest protection and fire

suppression are exempt if the vehicles are necessary in order to comply with ORS 477.615 or 477.650 or a similar federal statute. The exemption under this subsection also applies to the vehicles described being moved to or from the work area.

(13) Golf cart exemptions from registration are as provided in ORS 820.210.

(14) Vehicles currently registered and titled in any other country, state or territory are not required to be registered by this state. All of the following apply to this subsection:

(a) This subsection only provides an exemption as long as the owner of the vehicle satisfactorily shows that the owner is not a resident of this state or has been a resident of this state for less than 30 days. For the purpose of this paragraph, a person is a resident of this state if the person meets the residency requirements described in ORS 803.200.

(b) The exemption under this subsection applies to vehicles granted exemptions under ORS 802.500, 802.520 or 826.005 unless otherwise provided for under paragraph (c) of this subsection.

(c) Except as otherwise provided in this paragraph, a vehicle operated over the highways of this state for compensation or profit must comply with the registration requirements under ORS 803.300 in the same manner as vehicles owned by persons in this state. The following vehicles are not subject to this paragraph:

(A) Vehicles operated under reciprocal registration exemptions established under ORS 802.500 or 826.005.

(B) Vehicles operated under an exemption established under ORS 802.520.

(C) Vehicles that are proportionally registered under an agreement established under ORS 826.007 and according to the procedures established under ORS 826.009 and 826.011.

(D) Any vehicle if duly registered and titled under the laws of the state or country of which the owner is a bona fide resident to the extent that in the foreign country, state, territory or federal district where the owner re-

sides like exemptions and privileges are granted vehicles duly registered and titled under the laws of this state and owned by residents of this state.

(d) If no exemption from registration requirements is in effect under ORS 802.500, 802.520, 826.005 or 826.007 with respect to another jurisdiction, any vehicle properly registered and titled in such other jurisdiction and for which evidence of compliance is supplied shall receive, when operated in this state, the same exemptions, benefits and privileges granted by such other jurisdictions to vehicles properly registered and titled in this state. Reciprocity extended under this paragraph shall apply to commercial vehicles only when engaged exclusively in interstate commerce.

(e) Any vehicle operated under dealer registration plates issued by another state, country, province, territory or the District of Columbia is subject to this subsection.

(15) Vehicles operated or used by vehicle dealers may be operated or used without registration as provided under ORS 822.040.

(16) Vehicles towed by towing businesses may be towed without registration as provided under ORS 822.210.

(17) Vehicles without registration may be transported by vehicle transporters as provided under ORS 822.310.

(18) Vehicles that are not registered may be operated under trip permits described under ORS 803.600 or under permits described under ORS 803.610 to 803.625.

(19) If trailers that are part of a fleet of trailers for hire are properly registered in this state under an agreement entered into pursuant to ORS 802.500, all trailers that are identified as being a part of the same fleet and that are currently registered in any state, territory, province, country or the District of Columbia shall be permitted to operate in this state in both interstate and intrastate commerce without being registered by this state.

(20) Vehicles that are registered by the United States Department of State and that are owned or operated by foreign nationals with diplomatic immunity are exempt from registration.

(21) Tow dollies and converter dollies are exempt from registration.

(22) Class I, Class III and Class IV all-terrain vehicles are exempt from registration.

(23) Motor assisted scooters are exempt from registration.

(24) Electric personal assistive mobility devices are exempt from registration.

(25) A racing activity vehicle that is being operated for the purposes of a test drive within a 30-mile radius of the location where the vehicle is manufactured is exempt from registration.

(26) Road machinery that is operated at the direction of a road authority is exempt from registration. The exemption under this subsection also applies when the operation of road machinery upon a highway or an alley is incidental to its use in a highway maintenance operation.

(27) Powered micromobility devices are exempt from registration.

SECTION 7. ORS 806.020 is amended to read:

806.020. This section provides exemptions from the necessity for compliance with or proof of compliance with financial responsibility requirements in accident reports under ORS 811.725, when applying for vehicle registration under ORS 803.370 or 803.460 and for operating a vehicle under ORS 806.010. The owner or operator of a vehicle is exempt, as provided by this section, from financial responsibility requirements if the vehicle involved in the accident, sought to be registered or operated is any of the following:

(1) An antique vehicle issued permanent registration under ORS 805.010.

(2) A farm trailer.

(3) A farm tractor.

(4) An implement of husbandry.

(5) A vehicle of special interest that is maintained as a collector's item and used for exhibitions, parades, club activities and similar uses, but not used primarily for the transportation of persons or property.

(6) A snowmobile or a Class I, Class III or Class IV all-terrain vehicle, unless the vehicle is operating on an all-terrain vehicle highway access route

that is designated by the Oregon Transportation Commission as open to all-terrain vehicles.

(7) Any motor vehicle not operated on any highway or premises open to the public in this state.

(8) A motor assisted scooter.

(9) An electric personal assistive mobility device.

(10) A powered micromobility device.

SECTION 8. ORS 807.020 is amended to read:

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

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

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

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

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

(2) A person who is a member of the Armed Forces of the United States

1 or a member of the commissioned corps of the National Oceanic and Atmo-
2 spheric Administration may operate a motor vehicle without an Oregon li-
3 cense or driver permit if the person is operating a motor vehicle in the
4 course of the person's duties in the Armed Forces or the National Oceanic
5 and Atmospheric Administration.

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

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

11 (5) A person without a license or driver permit may operate a motor ve-
12 hicle to demonstrate driving ability during the course of an examination
13 administered under ORS 807.070 for the purpose of qualifying for a license
14 or driver permit. This subsection only applies when an authorized examiner
15 is in a seat beside the driver of the motor vehicle.

16 (6) Driving privileges for snowmobiles are exclusively as provided in ORS
17 821.150.

18 (7) Driving privileges for Class I all-terrain vehicles are exclusively as
19 provided in ORS 821.170, unless a person is operating a Class I all-terrain
20 vehicle on an all-terrain vehicle highway access route that is designated by
21 the Oregon Transportation Commission as open to all-terrain vehicles.

22 (8) Driving privileges for Class III all-terrain vehicles are exclusively as
23 provided in ORS 821.172, unless a person is operating a Class III all-terrain
24 vehicle on an all-terrain vehicle highway access route that is designated by
25 the commission as open to all-terrain vehicles.

26 (9) Driving privileges for Class IV all-terrain vehicles are exclusively as
27 provided in ORS 821.176, unless a person is operating a Class IV all-terrain
28 vehicle on an all-terrain vehicle highway access route that is designated by
29 the commission as open to all-terrain vehicles.

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

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

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

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

(a) Within an enclosed cab;

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

(c) Operating an autocycle.

(14) Except as provided in subsection (15) of this section, a person may operate a bicycle without any grant of driving privileges.

[(15) A person may operate the following without any grant of driving privileges if the person is 16 years of age or older:]

[(a) A Class 1 electric assisted bicycle;]

[(b) A Class 2 electric assisted bicycle; or]

[(c) A Class 3 electric assisted bicycle.]

(15) A person may operate a Class 1 electric assisted bicycle or a Class 2 electric assisted bicycle without any grant of driving privileges if the person is participating in a bicycle safety program as described

in ORS 802.325. Otherwise, a person may operate the following without any grant of driving privilege if the person is operating:

(a) A Class 1 electric assisted bicycle and is 14 years of age or older;

(b) A Class 2 electric assisted bicycle and is 16 years of age or older;

or

(c) A Class 3 electric assisted bicycle and is 16 years of age or older.

(16) A person may operate a motor assisted scooter without [*a driver license or driver permit*] **any grant of driving privileges** if the person is [16] **14** years of age or older.

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

(18) A person may operate an electric personal assistive mobility device without any grant of driving privileges if the person is [16] **14** years of age or older.

(19) A person may operate a powered micromobility device without any grant of driving privileges if the person is 16 years of age or older.

(20) A person may operate a motorized wheelchair without any grant of driving privileges.

SECTION 9. ORS 811.050 is amended to read:

811.050. (1) A person commits the offense of failure of a motor vehicle operator to yield to a rider on a bicycle lane if the person is operating a motor vehicle and the person does not yield the right of way to a person operating a bicycle, electric assisted bicycle, electric personal assistive mo-

bility device, moped, motor assisted scooter, **powered micromobility device** or motorized wheelchair upon a bicycle lane.

(2) This section does not require a person operating a moped to yield the right of way to a bicycle or a motor assisted scooter if the moped is operated on a bicycle lane in the manner permitted under ORS 811.440.

(3) The offense described in this section, failure of a motor vehicle operator to yield to a rider on a bicycle lane, is a Class B traffic violation.

SECTION 10. ORS 811.440 is amended to read:

811.440. This section provides exemptions from the prohibitions under ORS 811.435 and 814.210 against operating motor vehicles on bicycle lanes and paths. The following vehicles are not subject to ORS 811.435 and 814.210 under the circumstances described:

(1) A person may operate a moped on a bicycle lane that is immediately adjacent to the roadway only while the moped is being exclusively powered by human power.

(2) A person may operate a motor vehicle upon a bicycle lane when:

(a) Making a turn;

(b) Entering or leaving an alley, private road or driveway; or

(c) Required in the course of official duty.

(3) An implement of husbandry may momentarily cross into a bicycle lane to permit other vehicles to overtake and pass the implement of husbandry.

(4) A person may operate a motorized wheelchair on a bicycle lane or path.

(5) A person may operate a motor assisted scooter on a bicycle lane or path.

(6) A person may operate an electric personal assistive mobility device on a bicycle lane or path.

(7) A person may operate a powered micromobility device on a bicycle lane or path.

SECTION 11. ORS 801.348 is amended to read:

801.348. "Motor assisted scooter" means a vehicle that:

(1) Is designed to be operated on the ground with not more than four wheels;

(2) Has a foot support or seat for the operator's use;

(3) Can be propelled by motor or human propulsion; and

(4) Is equipped with a power source that is incapable of propelling the vehicle at a speed of greater than [24] **20** miles per hour on level ground and:

(a) If the power source is a combustion engine, has a piston or rotor displacement of 35 cubic centimeters or less regardless of the number of chambers in the power source; or

(b) If the power source is electric, has a power output of not more than 1,000 watts.

SECTION 12. ORS 814.512 is amended to read:

814.512. (1) A person operating a motor assisted scooter commits the offense of unlawful operation of a motor assisted scooter if:

(a) The person is under [16] **14** years of age; or

(b) The person operates a motor assisted scooter at a rate of speed exceeding [15] **20** miles per hour.

(2) The offense described in this section, unlawful operation of a motor assisted scooter, is a Class D traffic violation.

PROTECTIVE HEADGEAR REQUIREMENTS

SECTION 13. ORS 814.486 is amended to read:

814.486. (1) A person commits the offense of endangering a [bicycle] **vehicle** operator or passenger if:

(a) The person is operating **or using** a [bicycle] **vehicle** on a highway or on premises open to the public and the person carries another person on the [bicycle] **vehicle** who is under 16 years of age and is not wearing protective headgear of a type approved under ORS 815.052; or

(b) The person is the parent, legal guardian or person with legal responsibility for the safety and welfare of a child under 16 years of age and the

child operates, **uses** or rides on a *[bicycle]* **vehicle** on a highway or on premises open to the public without wearing protective headgear of a type approved under ORS 815.052.

[(2) Exemptions from this section are as provided in ORS 814.487.]

(2) This section applies to the following vehicles:

(a) Bicycles;

(b) Motor assisted scooters;

(c) Electric personal assistive mobility devices;

(d) Powered micromobility devices; or

(e) Skateboards, nonmotorized scooters or in-line skates.

(3) The offense described in this section, endangering a *[bicycle]* **vehicle** operator or passenger, is a specific fine traffic violation. The presumptive fine for endangering a *[bicycle]* **vehicle** operator or passenger is \$25.

(4) The first time a person is convicted of an offense described in this section the person is not required to pay a fine if the person proves to the satisfaction of the court that the person has protective headgear of a type approved under ORS 815.052.

SECTION 14. ORS 814.489 is amended to read:

814.489. (1) Evidence of violation of ORS *[814.485 or]* 814.486 and evidence of lack of protective headgear *[shall]* **is** not *[be]* admissible, applicable or effective to reduce the amount of damages or to constitute a defense to an action for damages brought by or on behalf of an injured *[bicyclist or bicycle passenger]* **operator, user or passenger of a vehicle** or the survivors of a deceased *[bicyclist or passenger]* **operator, user or passenger of a vehicle** if the *[bicyclist or passenger]* **operator, user or passenger of a vehicle** was injured or killed as a result in whole or in part of the fault of another.

(2) For purposes of this section, “vehicle” means the vehicles specified in ORS 814.486 (2).

SECTION 15. ORS 815.052 is amended to read:

815.052. (1) The Department of Transportation shall adopt and enforce rules establishing minimum standards and specifications for safe protective

headgear to be worn by people operating, **using, being carried on or riding**
[bicycles, by passengers on bicycles and by people riding on skateboards or
scooters or using in-line skates] **vehicles.**

(2) This section applies to the following vehicles:

(a) Bicycles;

(b) Motor assisted scooters;

(c) Electric personal assistive mobility devices;

(d) Powered micromobility devices; or

(e) Skateboards, nonmotorized scooters or in-line skates.

(3) The rules shall conform, insofar as practicable, to national safety
standards and specifications for such headgear.

SECTION 16. ORS 815.281 is amended to read:

815.281. (1) A person commits the offense of selling noncomplying
[bicycle] **protective** equipment if the person sells or offers for sale any *[bi-*
cycle] **protective** headgear that does not meet the standards established by
the Department of Transportation under ORS 815.052.

(2) A person commits the offense of unlawfully renting or leasing a *[bi-*
cycle] **vehicle** to another if the person:

(a) Is in the business of renting or leasing *[bicycles]* **vehicles**; and

(b) Does not have *[bicycle]* **protective** headgear approved under ORS
815.052 available for rental for use by persons under 16 years of age.

(3) The offenses described in this section are Class D traffic violations.

SECTION 17. ORS 814.485, 814.487, 814.488, 814.534 and 814.600 are
repealed.

PENALTIES

SECTION 18. Sections 19 and 20 of this 2026 Act are added to and
made a part of the Oregon Vehicle Code.

SECTION 19. (1) As used in this section, “storage battery” means:

(a) A rechargeable battery that supplies electrical power to the

1 motor that propels a vehicle and includes a replacement original
2 equipment traction battery;

3 (b) A battery sold as part of a kit intended to convert a bicycle into
4 an electric assisted bicycle or a nonmotorized vehicle into a motor
5 assisted scooter, electric personal assistive mobility device or powered
6 micromobility device; or

7 (c) A battery advertised as suitable for use with an electric assisted
8 bicycle, motor assisted scooter, electric personal assistive mobility
9 device or powered micromobility device.

10 (2) A person commits the offense of improper sale or lease of a ve-
11 hicle if the person:

12 (a) Sells, leases or offers for sale or lease a storage battery or
13 charging system either as part of or intended for use in a vehicle and
14 the storage battery or charging system has not been certified by an
15 accredited testing laboratory as recognized by the United States Oc-
16 cupational Safety and Health Administration, the United States Con-
17 sumer Product Safety Commission or an independent laboratory that
18 has been certified by an accrediting body for compliance with na-
19 tionally recognized battery standards or other standards deemed suf-
20 ficient by the Department of Transportation; or

21 (b) Sells, leases or offers for sale or lease a vehicle or a storage
22 battery or charging system for a vehicle, unless a clear, legible indicia
23 of the accredited testing laboratory described in paragraph (a) of this
24 subsection is permanently affixed on the vehicle or the storage battery
25 or charging system for the vehicle.

26 (3) The offense described in this section does not apply if the vehicle
27 or storage battery or charging system is being sold as used.

28 (4) The offense described in this section, improper sale or lease of
29 a vehicle, applies to the following vehicles only:

30 (a) Electric assisted bicycles;

31 (b) Motor assisted scooters;

1 (c) Electric personal assistive mobility devices; or

2 (d) Powered micromobility devices.

3 (5) The offense described in this section, improper sale or lease of
4 a vehicle, is a Class D traffic violation.

5 **SECTION 20.** (1) A person commits the offense of selling an
6 impostor vehicle if:

7 (a) The person advertises, sells or offers for sale a vehicle:

8 (A) As an electric assisted bicycle and the vehicle does not fit the
9 definition of an electric assisted bicycle as defined in ORS 801.258;

10 (B) As a motor assisted scooter and the vehicle does not fit the
11 definition of a motor assisted scooter as defined in ORS 801.348; or

12 (C) As a powered micromobility device and the vehicle does not fit
13 the definition of a powered micromobility device as defined in section
14 2 of this 2026 Act; or

15 (b) The vehicle is designed, manufactured or intended by the man-
16 ufacturer or seller to be configured or modified to not meet the re-
17 quirements or operate within:

18 (A) The requirements for the type of vehicle it is being sold, leased
19 or offered for sale as; or

20 (B) If an electric assisted bicycle, the class of electric assisted bi-
21 cycle it is being sold, leased, or offered for sale as.

22 (2) The offense of selling an impostor vehicle is a Class D traffic
23 violation.

24 (3) In addition to any other penalty, a person that violates this
25 section commits in an unlawful practice under ORS 646.608.

26 (4) For purposes of this section, “configured or modified” includes
27 any of the following changes:

28 (a) A mechanical switch or button;

29 (b) A modification or change to the electric motor or the electric
30 drive system;

31 (c) The use of an application to increase or override the electric

1 **drive system; or**

2 **(d) Any other means represented or intended by the manufacturer**
3 **or seller to modify the electric assisted bicycle, motor assisted scooter**
4 **or powered micromobility device to no longer meet the requirements**
5 **or classification of the vehicle.**

6 **SECTION 21.** ORS 646.608 is amended to read:

7 646.608. (1) A person engages in an unlawful practice if in the course of
8 the person's business, vocation or occupation the person does any of the
9 following:

10 (a) Passes off real estate, goods or services as the real estate, goods or
11 services of another.

12 (b) Causes likelihood of confusion or of misunderstanding as to the
13 source, sponsorship, approval, or certification of real estate, goods or ser-
14 vices.

15 (c) Causes likelihood of confusion or of misunderstanding as to affiliation,
16 connection, or association with, or certification by, another.

17 (d) Uses deceptive representations or designations of geographic origin in
18 connection with real estate, goods or services.

19 (e) Represents that real estate, goods or services have sponsorship, ap-
20 proval, characteristics, ingredients, uses, benefits, quantities or qualities that
21 the real estate, goods or services do not have or that a person has a spon-
22 sorship, approval, status, qualification, affiliation, or connection that the
23 person does not have.

24 (f) Represents that real estate or goods are original or new if the real
25 estate or goods are deteriorated, altered, reconditioned, reclaimed, used or
26 secondhand.

27 (g) Represents that real estate, goods or services are of a particular
28 standard, quality, or grade, or that real estate or goods are of a particular
29 style or model, if the real estate, goods or services are of another.

30 (h) Disparages the real estate, goods, services, property or business of a
31 customer or another by false or misleading representations of fact.

1 (i) Advertises real estate, goods or services with intent not to provide the
2 real estate, goods or services as advertised, or with intent not to supply
3 reasonably expectable public demand, unless the advertisement discloses a
4 limitation of quantity.

5 (j) Makes false or misleading representations of fact concerning the rea-
6 sons for, existence of, or amounts of price reductions.

7 (k) Makes false or misleading representations concerning credit avail-
8 ability or the nature of the transaction or obligation incurred.

9 (L) Makes false or misleading representations relating to commissions or
10 other compensation to be paid in exchange for permitting real estate, goods
11 or services to be used for model or demonstration purposes or in exchange
12 for submitting names of potential customers.

13 (m) Performs service on or dismantles any goods or real estate if the
14 owner or apparent owner of the goods or real estate does not authorize the
15 service or dismantling.

16 (n) Solicits potential customers by telephone or door to door as a seller
17 unless the person provides the information required under ORS 646.611.

18 (o) In a sale, rental or other disposition of real estate, goods or services,
19 gives or offers to give a rebate or discount or otherwise pays or offers to pay
20 value to the customer in consideration of the customer giving to the person
21 the names of prospective purchasers, lessees, or borrowers, or otherwise
22 aiding the person in making a sale, lease, or loan to another person, if
23 earning the rebate, discount or other value is contingent upon an event oc-
24 ccurring after the time the customer enters into the transaction.

25 (p) Makes any false or misleading statement about a prize, contest or
26 promotion used to publicize a product, business or service.

27 (q) Promises to deliver real estate, goods or services within a certain pe-
28 riod of time with intent not to deliver the real estate, goods or services as
29 promised.

30 (r) Organizes or induces or attempts to induce membership in a pyramid
31 club.

1 (s) Makes false or misleading representations of fact concerning the of-
2 fering price of, or the person's cost for real estate, goods or services.

3 (t) Concurrent with tender or delivery of any real estate, goods or ser-
4 vices, fails to disclose any known material defect or material nonconformity.

5 (u) Engages in any other unfair or deceptive conduct in trade or com-
6 merce.

7 (v) Violates any of the provisions relating to auction sales, consignment
8 sales, auctioneers, consignees or auction marts under ORS 698.640, whether
9 in a commercial or noncommercial situation.

10 (w) Manufactures mercury fever thermometers.

11 (x) Sells or supplies mercury fever thermometers unless the thermometer
12 is required by federal law, or is:

13 (A) Prescribed by a person licensed under ORS chapter 677; and

14 (B) Supplied with instructions on the careful handling of the thermometer
15 to avoid breakage and on the proper cleanup of mercury should breakage
16 occur.

17 (y) Sells a thermostat that contains mercury, unless the thermostat is la-
18 beled in a manner to inform the purchaser that mercury is present in the
19 thermostat and that the thermostat may not be disposed of until the mercury
20 is removed, reused, recycled or otherwise managed to ensure that the mer-
21 cury does not become part of the solid waste stream or wastewater. For
22 purposes of this paragraph, "thermostat" means a device commonly used to
23 sense and, through electrical communication with heating, cooling or venti-
24 lation equipment, control room temperature.

25 (z) Sells or offers for sale a motor vehicle manufactured after January 1,
26 2006, that contains mercury light switches.

27 (aa) Violates the provisions of ORS 803.375, 803.385 or 815.410 to 815.430.

28 (bb) Violates ORS 646A.070 (1).

29 (cc) Violates any requirement of ORS 646A.030 to 646A.040.

30 (dd) Violates the provisions of ORS 128.801 to 128.898.

31 (ee) Violates ORS 646.883 or 646.885.

- 1 (ff) Violates ORS 646.569 or 646A.374.
- 2 (gg) Violates the provisions of ORS 646A.142.
- 3 (hh) Violates ORS 646A.360.
- 4 (ii) Violates ORS 646.553 or 646.557 or any rule adopted pursuant thereto.
- 5 (jj) Violates ORS 646.563.
- 6 (kk) Violates ORS 759.680 or any rule adopted pursuant thereto.
- 7 (LL) Violates the provisions of ORS 759.705, 759.710 and 759.720 or any
- 8 rule adopted pursuant thereto.
- 9 (mm) Violates ORS 646A.210 or 646A.214.
- 10 (nn) Violates any provision of ORS 646A.124 to 646A.134.
- 11 (oo) Violates ORS 646A.095.
- 12 (pp) Violates ORS 822.046.
- 13 (qq) Violates ORS 128.001.
- 14 (rr) Violates ORS 646A.800 (2) to (4).
- 15 (ss) Violates ORS 646A.090.
- 16 (tt) Violates ORS 87.686.
- 17 (uu) Violates ORS 646A.803.
- 18 (vv) Violates ORS 646A.362.
- 19 (ww) Violates ORS 646A.052 or any rule adopted under ORS 646A.052 or
- 20 646A.054.
- 21 (xx) Violates ORS 180.440 (1) or 180.486 (1).
- 22 (yy) Commits the offense of acting as a vehicle dealer without a certif-
- 23 icate under ORS 822.005.
- 24 (zz) Violates ORS 87.007 (2) or (3).
- 25 (aaa) Violates ORS 92.405 (1), (2) or (3).
- 26 (bbb) Engages in an unlawful practice under ORS 646.648.
- 27 (ccc) Violates ORS 646A.365.
- 28 (ddd) Violates ORS 98.853, 98.854, 98.856 or 98.858.
- 29 (eee) Sells a gift card in violation of ORS 646A.276.
- 30 (fff) Violates ORS 646A.102, 646A.106 or 646A.108.
- 31 (ggg) Violates ORS 646A.430 to 646A.450.

(hhh) Violates a provision of ORS 744.318 to 744.384.

(iii) Violates a provision of ORS 646A.702 to 646A.720.

(jjj) Violates ORS 646A.530 30 or more days after a recall notice, warning or declaration described in ORS 646A.530 is issued for the children's product, as defined in ORS 646A.525, that is the subject of the violation.

(kkk) Violates a provision of ORS 697.612, 697.642, 697.652, 697.662, 697.682, 697.692 or 697.707.

(LLL) Violates the consumer protection provisions of the Servicemembers Civil Relief Act, 50 U.S.C. 3901 et seq., as in effect on January 1, 2010.

(mmm) Violates a provision of ORS 646A.480 to 646A.495.

(nnn) Violates ORS 646A.082.

(ooo) Violates ORS 646.647.

(ppp) Violates ORS 646A.115.

(qqq) Violates a provision of ORS 646A.405.

(rrr) Violates ORS 646A.092.

(sss) Violates a provision of ORS 646.644.

(ttt) Violates a provision of ORS 646A.295.

(uuu) Engages in the business of, or acts in the capacity of, an immigration consultant, as defined in ORS 9.280, in this state and for compensation, unless federal law authorizes the person to do so or unless the person is an active licensee of the Oregon State Bar.

(vvv) Violates ORS 702.012, 702.029 or 702.054.

(www) Violates ORS 646A.806.

(xxx) Violates ORS 646A.810 (2).

(yyy) Violates ORS 443.376.

(zzz) Violates a provision of ORS 646A.770 to 646A.787.

(aaaa) Violates ORS 815.077.

(bbbb) Violates a provision of ORS 83.710 to 83.750.

(cccc) Violates ORS 646A.087.

(dddd) Violates ORS 646A.815.

(eeee) Violates ORS 646A.677 (11)(a) or (12).

1 **(ffff) Violates section 20 of this 2026 Act.**

2 (2) A representation under subsection (1) of this section or ORS 646.607
3 may be any manifestation of any assertion by words or conduct, including,
4 but not limited to, a failure to disclose a fact.

5 (3) In order to prevail in an action or suit under ORS 336.184 and 646.605
6 to 646.652, a prosecuting attorney need not prove competition between the
7 parties or actual confusion or misunderstanding.

8 (4) An action or suit may not be brought under subsection (1)(u) of this
9 section unless the Attorney General has first established a rule in accord-
10 ance with the provisions of ORS chapter 183 declaring the conduct to be
11 unfair or deceptive in trade or commerce.

12 (5) Notwithstanding any other provision of ORS 336.184 and 646.605 to
13 646.652, if an action or suit is brought under subsection (1)(xx) of this section
14 by a person other than a prosecuting attorney, relief is limited to an in-
15 junction, and the prevailing party may be awarded reasonable attorney fees.

16
17 **CONFORMING AMENDMENTS**
18

19 **SECTION 22.** ORS 153.633 is amended to read:

20 153.633. (1) In any criminal action in a circuit court in which a fine is
21 imposed, the lesser of the following amounts is payable to the state before
22 any other distribution of the fine is made:

23 (a) \$65; or

24 (b) The amount of the fine if the fine is less than \$65.

25 (2) In any criminal action in a justice or municipal court in which a fine
26 is imposed, the lesser of the following amounts is payable to the state before
27 any other distribution of the fine is made:

28 (a) \$50; or

29 (b) The amount of the fine if the fine is less than \$50.

30 (3) A justice or municipal court shall forward the amount prescribed un-
31 der subsection (2) of this section to the Department of Revenue for deposit

in the Criminal Fine Account.

(4)(a) The provisions of this section do not apply to fines imposed under ORS 339.990.

(b) The provisions of subsection (2) of this section do not apply to fines imposed in justice and municipal courts under ORS 811.590, [814.485,] 814.486, [814.534,] 814.536[, 814.600] or 830.990 (1).

SECTION 23. ORS 153.645 is amended to read:

153.645. (1) If a justice court enters a judgment of conviction for a traffic offense and the conviction resulted from a prosecution arising out of an arrest or complaint made by an officer of the Oregon State Police or by any other enforcement officer employed by state government, as defined in ORS 174.111:

(a) The amount prescribed by ORS 153.633 (2) is payable to the state and must be forwarded to the Department of Revenue for deposit in the Criminal Fine Account;

(b) Subject to subsection (4) of this section, one-half of the amount remaining after any payment required by paragraph (a) of this subsection is payable to the county in which the justice court is located; and

(c) Subject to subsection (4) of this section, one-half of the amount remaining after any payment required by paragraph (a) of this subsection is payable to the state.

(2) If a justice court enters a judgment of conviction for a traffic offense and the conviction resulted from a prosecution arising out of an arrest or complaint made by a sheriff, deputy sheriff or any other enforcement officer employed by the county:

(a) The amount prescribed by ORS 153.633 (2) is payable to the state and must be forwarded to the Department of Revenue for deposit in the Criminal Fine Account; and

(b) Subject to subsection (4) of this section, the remaining amount of the fine is payable to the county in which the court is located.

(3) If a justice court enters a judgment of conviction for a traffic offense

1 and the conviction resulted from a prosecution arising out of an arrest or
2 complaint made by an enforcement officer employed by any other local gov-
3 ernment, as defined in ORS 174.116:

4 (a) The amount prescribed by ORS 153.633 (2) is payable to the state and
5 must be forwarded to the Department of Revenue for deposit in the Criminal
6 Fine Account;

7 (b) Subject to subsection (4) of this section, one-half of the amount re-
8 maining after any payment required by paragraph (a) of this subsection is
9 payable to the local government that employs the enforcement officer; and

10 (c) Subject to subsection (4) of this section, one-half of the amount re-
11 maining after any payment required by paragraph (a) of this subsection is
12 payable to the county in which the court is located.

13 (4) If the full amount of the fine imposed by a justice court is collected,
14 the last \$16 of the amount collected shall be paid to the county treasurer for
15 the county in which the court is located and may be used only for the pur-
16 poses specified in ORS 153.660. If the full amount of the fine imposed is not
17 collected, the \$16 payment required by this subsection shall be reduced by
18 one dollar for every dollar of the fine that is not collected. The provisions
19 of this subsection do not apply to fines imposed for violations of ORS 811.590,
20 [814.485,] 814.486, [814.534,] 814.536[, 814.600] or 830.990 (1).

21 **SECTION 24.** ORS 153.650 is amended to read:

22 153.650. (1) If a municipal court enters a judgment of conviction for a
23 traffic offense and the conviction resulted from a prosecution arising out of
24 an arrest or complaint made by an officer of the Oregon State Police or by
25 any other enforcement officer employed by state government, as defined in
26 ORS 174.111:

27 (a) The amount prescribed by ORS 153.633 (2) is payable to the state and
28 must be forwarded to the Department of Revenue for deposit in the Criminal
29 Fine Account;

30 (b) Subject to subsection (4) of this section, one-half of the amount re-
31 maining after any payment required by paragraph (a) of this subsection is

payable to the city in which the municipal court is located; and

(c) Subject to subsection (4) of this section, one-half of the amount remaining after any payment required by paragraph (a) of this subsection is payable to the state.

(2) If a municipal court enters a judgment of conviction for a traffic offense and the conviction resulted from a prosecution arising out of an arrest or complaint made by a city police officer or any other enforcement officer employed by the city:

(a) The amount prescribed by ORS 153.633 (2) is payable to the state and must be forwarded to the Department of Revenue for deposit in the Criminal Fine Account; and

(b) Subject to subsection (4) of this section, the remaining amount of the fine is payable to the city in which the court is located.

(3) If a municipal court enters a judgment of conviction for a traffic offense and the conviction resulted from a prosecution arising out of an arrest or complaint made by an enforcement officer employed by any other local government, as defined in ORS 174.116:

(a) The amount prescribed by ORS 153.633 (2) is payable to the state and must be forwarded to the Department of Revenue for deposit in the Criminal Fine Account;

(b) Subject to subsection (4) of this section, one-half of the amount remaining after any payment required by paragraph (a) of this subsection is payable to the local government that employs the enforcement officer; and

(c) Subject to subsection (4) of this section, one-half of the amount remaining after any payment required by paragraph (a) of this subsection is payable to the city in which the court is located.

(4) If the full amount of the fine imposed by a municipal court is collected, the last \$16 of the amount collected shall be paid to the county treasurer for the county in which the court is located and may be used only for the purposes specified in ORS 153.660. If the full amount of the fine imposed is not collected, the \$16 payment required by this subsection shall be

1 reduced by one dollar for every dollar of the fine that is not collected. The
2 provisions of this subsection do not apply to fines imposed for violations of
3 ORS 811.590, [814.485,] 814.486, [814.534,] 814.536[, 814.600] or 830.990 (1).

4 **SECTION 25.** ORS 153.660 is amended to read:

5 153.660. (1) If a justice or municipal court imposes a fine for any offense
6 other than a traffic offense and the full amount of the fine imposed is col-
7 lected, the last \$16 of the amount collected shall be paid to the county
8 treasurer for the county in which the court is located and may be used only
9 for the purposes specified in this section. If the full amount of the fine im-
10 posed is not collected, the \$16 payment required by this subsection shall be
11 reduced by one dollar for every dollar of the fine that is not collected. The
12 provisions of this subsection do not apply to fines imposed for violations of
13 ORS 811.590, [814.485,] 814.486, [814.534,] 814.536[, 814.600] or 830.990 (1).

14 (2) Sixty percent of the amounts paid to the county treasurer under this
15 section and under ORS 153.645 (4) and 153.650 (4) shall be deposited by the
16 treasurer in the county treasury and may be used only for drug and alcohol
17 programs and for the costs of planning, operating and maintaining county
18 juvenile and adult corrections programs and facilities.

19 (3) Forty percent of the amounts paid to the county treasurer under this
20 section and under ORS 153.645 (4) and 153.650 (4) shall be deposited by the
21 treasurer in the court facilities security account established under ORS 1.179
22 for the county in which the court is located.

23 **SECTION 26.** ORS 814.484 is amended to read:

24 814.484. (1) For purposes of ORS [814.485,] 814.486, 815.052 and 815.281,
25 “bicycle” has the meaning given in ORS 801.150 except that:

26 (a) It also includes vehicles that meet the criteria specified in ORS 801.150
27 (1) to (4) but that have wheels that are 14 inches or less in diameter.

28 (b) It does not include tricycles designed to be ridden by children.

29 (2) For purposes of the offenses defined in ORS [814.485,] 814.486 and
30 815.281 (2), a person [shall not be] **is not** considered to be operating or riding
31 on a bicycle on a highway or on premises open to the public if the person

1 is operating or riding on a three-wheeled nonmotorized vehicle on a beach
2 while it is closed to motor vehicle traffic.

3
4 **MILK TRUCKS**
5

6 **SECTION 26. Section 27 of this 2026 Act is added to and made a part**
7 **of the Oregon Vehicle Code.**

8 **SECTION 27. (1) The Department of Transportation shall establish**
9 **a five-year pilot program designed to test the allowance of commercial**
10 **motor vehicles weighing not more than 129,000 pounds that transport**
11 **fluid milk products on a limited number of highways in this state. The**
12 **department shall adopt rules specifying pilot program routes on high-**
13 **ways in this state where the department may issue permits for in-**
14 **creased motor vehicle weights. In selecting the routes, the department**
15 **shall prioritize routes that utilize Interstate Highway 84 and:**

16 (a) Connect to bordering states; and

17 (b) Connect to farms, milk plants, receiving stations or transfer
18 stations for fluid milk products.

19 (2) Notwithstanding ORS 818.010 and 818.020 and in addition to the
20 exemptions allowed under ORS 801.026 and 818.030, under the pilot
21 program the department shall issue permits that allow commercial
22 motor vehicles hauling fluid milk products with a loaded weight of not
23 more than 129,000 pounds to operate on routes approved by the de-
24 partment.

25 (3) The department shall specify the conditions and terms of a per-
26 mit issued under this section.

27 (4) Applications for a permit under this section shall be made in a
28 form and manner prescribed by the department.

29 (5) The department, upon receiving satisfactory evidence of any vi-
30 olation of the limitations of a permit issued under this section, may
31 suspend or revoke the permit.

(6) The department shall periodically report back to the Oregon Transportation Commission on the results of its monitoring and evaluation of impacts to safety, bridges and pavement on all the designated routes within the pilot program.

(7) No later than September 15, 2032, the department shall prepare and submit a report to the Joint Committee on Transportation and the commission on pilot program results. The report must include:

(a) A comprehensive assessment on increasing maximum weight limitations under the Oregon Vehicle Code;

(b) An infrastructure impact assessment detailing the effects of heavier vehicle weight loads on bridges, pavement and highway safety, with a focus on high-frequency freight routes in this state;

(c) An economic impact assessment quantifying the contributions of oversized freight to Oregon's economy, balancing potential economic gains from increased freight capacity with the costs of infrastructure maintenance and safety considerations;

(d) An assessment of length as a factor for legal axle weights and alignment with lengths allowed by the long combination vehicle freeze in federal law;

(e) An assessment of parking and staging infrastructure in this state for oversized loads; and

(f) Recommendations supporting informed evaluation of increasing maximum vehicle weight limits for divisible and nondivisible loads.

(8) The report described in subsection (7) of this section may include recommendations for:

(a) Adjusting permit fees to account for highway maintenance needs;

(b) Identifying designated heavy-load corridors to minimize infrastructure impacts and improve highway safety;

(c) Designating corridor connections to neighboring states that currently allow increased vehicle weight limits for commercial motor

1 vehicles as authorized under federal law;

2 (d) Updating the state transportation asset management plan;

3 (e) Changing weigh stations and weigh-in-motion systems;

4 (f) Adjusting bridge inspection plans and load-rating processes;

5 (g) Updating weight-mile tax rates and tables; and

6 (h) Collaborating with local road authorities.

7 (9) The department may adopt rules to carry out the provisions of
8 this section.

9 SECTION 28. Section 27 of this 2026 Act is repealed on January 2,
10 2033.

11
12 **CAPTIONS**
13

14 SECTION 29. The unit and section captions used in this 2026 Act
15 are provided only for the convenience of the reader and do not become
16 part of the statutory law of this state or express any legislative intent
17 in the enactment of this 2026 Act.

18 _____