

A-Engrossed
Senate Bill 694

Ordered by the Senate April 21
Including Senate Amendments dated April 21

Sponsored by Senator KRUSE; Senators HANSELL, THOMSEN, Representatives HUFFMAN, LIVELY, WEIDNER, WILSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Allows operators of motorcycles and mopeds to pass vehicles in same lane during traffic jams or slowdowns. Allows operators of motorcycles and mopeds to travel between lanes of traffic or between adjacent lines or rows of vehicles during traffic jams or slowdowns.]

Allows operators of motorcycles or mopeds to travel between adjacent lanes of traffic traveling in same direction under certain circumstances.

A BILL FOR AN ACT

1
2 Relating to unlawful passing; creating new provisions; and amending ORS 814.240.

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

4 **SECTION 1.** ORS 814.240 is amended to read:

5 814.240. (1) A motorcycle operator or moped operator commits the offense of motorcycle or
6 moped unlawful passing in a lane with a vehicle if the operator does any of the following:

7 (a) Overtakes and passes in the same lane occupied by the vehicle the operator is overtaking,
8 unless the vehicle being passed is a motorcycle or a moped[.];

9 (b) Operates a [*moped or*] motorcycle **or moped** between lanes of traffic [*or between adjacent*
10 *lines or rows of vehicles.*] **traveling in the opposite direction; or**

11 (c) **Operates a motorcycle or moped between adjacent lanes of traffic traveling in the**
12 **same direction.**

13 (2) **A motorcycle operator or moped operator does not commit the offense of motorcycle**
14 **or moped unlawful passing in a lane with a vehicle if at the time the conduct described in**
15 **subsection (1)(c) of this section occurs:**

16 (a) **The motorcycle operator or moped operator is operating a motorcycle with two**
17 **wheels or a moped with two wheels;**

18 (b) **The motorcycle operator or moped operator is driving on a highway where the speed**
19 **limit established in ORS 811.111 or the designated speed posted under ORS 810.180 is 50 miles**
20 **per hour or higher;**

21 (c) **Traffic is stopped or has slowed to a speed of 10 miles per hour or less; and**

22 (d) **The motorcycle operator or moped operator is driving in a cautious and prudent**
23 **manner and is traveling at a speed of 20 miles per hour or less.**

24 [(2)] (3) This section does not apply to a police officer in the performance of official duties.

25 [(3)] (4) The offense described in this section, motorcycle or moped unlawful passing in a lane
26 with a vehicle, is a Class B traffic violation.

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.

1 **SECTION 2.** The amendments to ORS 814.240 by section 1 of this 2015 Act apply to of-
2 fenses occurring on or after the effective date of this 2015 Act.
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