

A-Engrossed House Bill 2232

Ordered by the House February 20
Including House Amendments dated February 20

Sponsored by Representative OSBORNE; Representatives DIEHL, GOMBERG, HARBICK, HELFRICH, LEVY B, YUNKER (Presession filed.)

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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says SPRD may adopt rules about ATV equipment and noise. (Flesch Readability Score: 74.8).

Directs the State Parks and Recreation Department to adopt certain equipment standards for off-road vehicles instead of the other agencies.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to off-road vehicle equipment standards; amending ORS 821.030 and 821.220; and declaring
3 an emergency.

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

5 **SECTION 1.** ORS 821.030 is amended to read:

6 821.030. For purposes of the equipment requirements for off-road vehicles under ORS 821.040, the
7 *[following agencies may establish the described equipment requirements for vehicles:]*

8 *[(1) The Director of Transportation]* **State Parks and Recreation Department** may adopt rules
9 to do the following:

10 *[(a)]* (1) Establish the type of brakes an off-road vehicle must be equipped with to be in compli-
11 ance with ORS 821.040.

12 *[(b)]* (2) Establish the type of flag that must be used under ORS 821.040 on an off-road vehicle
13 when it is operated on sand.

14 *[(c)]* (3) Require other safety equipment that must be used by off-road vehicles in order to comply
15 with ORS 821.040.

16 *[(2)]* (4) *[The Environmental Quality Commission may]* Adopt standards for noise emissions of
17 mufflers that are required for off-road vehicles for compliance with ORS 821.040.

18 **SECTION 2.** ORS 821.220 is amended to read:

19 821.220. (1) A person commits the offense of operating an improperly equipped all-terrain vehicle
20 if the person operates any all-terrain vehicle without the following equipment:

21 (a) An adequate braking device that may be operated either by hand or foot.

22 (b) An adequate and operating muffling device that shall be maintained in good working order
23 and in constant operation and shall effectively blend the exhaust and motor noise in such a manner
24 so as to comply with all applicable noise emission standards established by the *[Department of En-*
25 *vironmental Quality]* **State Parks and Recreation Department**.

26 (2) The department *[of Environmental Quality]* shall establish procedures for testing of noise

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 levels consistent with this section.

2 (3) All-terrain vehicles used in organized racing events in an area designated for that purpose
3 shall comply with the motor sports vehicles and facilities regulations of the department [*of Envi-*
4 *ronmental Quality*].

5 (4) In addition to other penalties provided by this section, the owner or operator of an all-terrain
6 vehicle may be liable as provided under ORS 821.310.

7 (5) The offense described in this section, operating an improperly equipped all-terrain vehicle,
8 is a Class C traffic violation.

9 **SECTION 3. This 2025 Act being necessary for the immediate preservation of the public**
10 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**
11 **on its passage.**

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