



Oregon Parks and Recreation Department  
ATV Advisory Committee (ATV-AC)  
Oregon Exposition Center  
Salem, OR  
March 3, 2010

DRAFT(approved)

Committee members in attendance: Wade Bryant, Steve Doane, Pat Harris, Rod Roberts, Troy Costales, Nathan Seable, and Wendy Zusiak

Committee members not attending: Jim Smith, Chris Knauf, Lisa Millet, and John Lane

Guests: Michelle O'Leary, ODOT Motorcycle Program Manager; Lori Bowman, ODOT; and Matt Laidler DHS (attending for Lisa Millet)

Staff present: Ian Caldwell, Mike Law, Ron Price, and Pamela Berger

Chair Harris called the meeting to order at 9:00 AM

Non-agency committee members were asked to complete a volunteer insurance waiver required by OPRD.

Introductions of staff, committee members and guests.

Ron: Discussed the order of business for future meetings using Roberts Rules of Order as guidelines for the full committee as it applies to motions and quorums. Keep the group as informal as possible to promote free discussion. Members agreed, for the benefit of the audio record, to state their names before speaking.

Agenda review

Housekeeping items

#### Task Force Report - Mission Statement

A subcommittee (consisting of Ron, Nathan, Wade, and Pat) drafted the following mission statement / problem statement that members reviewed.

“The All-terrain Vehicle Advisory Committee’s mission is to make a positive difference in the OHV recreational experience by interacting with the public and utilizing resources in making recommendations to the OPRD Commission regarding off-highway vehicle classifications, safety requirements in all classes to protect riders and the future funding of ATV grant projects.

The ATV Advisory Subcommittee purpose is to interact with the public and utilize resources to review and make recommendations to OPRD regarding the funding of ATV grant projects in the following categories; operation and maintenance, law enforcement, emergency services, land acquisition, planning, development, and safety education in Oregon’s OHV recreation areas.”

Motion:		M	2nd	Aye	Nay	Excused
Accept mission statement for the full and subcommittee, omitting the word "leases". (See language above)  Action: Passed Unanimously	Wade Bryant			X		
	Troy Coastales	X		X		
	Tim Custer			X		
	Steve Doane			X		
	Chris Knauf					X
	John Lane					X
	Lisa Millet					X
	Rod Roberts		X	X		
	Nathan Seable					X
	Jimmy Smith					X
	Wendy Zustiak				X	
	Chair Pat Harris				X	

#### Task Force Report - Accident Reporting

Ron: The majority of the accident reporting subcommittee are excused today; therefore this item will be tabled until the March 17th meeting.

#### Insurance requirements, registration titling

Members discussed DMV's laws and rules relating to ATVs.

Lori: Class II are not eligible for registration, therefore DMV is not looking at registration. Current statutes exempt Class II from insurance requirements for public roads.

Rod: From a law enforcement perspective there are no exclusions for a Class II recreation vehicles. It would be helpful to have this exemption.

Tim: Always thought that exemption was available. Maybe this should become part of the education; or a legislative concept.

Ron: This would be a DMV, not OPRD legislation.

Ron: Asked Matt if it is possible to gather information concerning insurance as part of their study.

Matt: DHS could include something like that in our survey.

Lori: Insurance is not tied to the title, only the registration is.

Rod: Titling and registration are two separate things. Titling would be easier for us to track. From the insurance perspective, we would like to see proof; however it is not necessary to have access to a database.

Nathan: Some feel that accidents at Sand Lake are being caused by those that are uninsured.

Ron: Definition of public roads versus open to the public.

Tim: Side by sides could end up being in a class that requires insurance.

Rod: Not fair to require insurance on side by sides and other vehicles such as raptors; not sure how to separate them.

Nevada's ATV laws were discussed.

Troy: Difference between having equipment available and equipment in use.

Continued discussion about insurance requirements for Class I and Class III verses Class II. Coastal Hospitals are concerned about un-insured patients costing them a large amount in unpaid medical bills.

#### Street legal and non-street legal issues

Troy. We need to think about the difference of having ORS language stating whether equipment must be available or if it has to be used. Seatbelts are required but not the use of. New law needs to say that kids must use seatbelts.

Rod: Foot pegs and floor pans are required by Oregon Revised Statutes.

Troy: Michelle will be at the next couple of meetings and can help us address some of the equipment requirements. ODOT does not touch anything that is off street; need to have ORS state where the reporting goes.

Troy, in response to Rod, said that law enforcement reports sent to DMV are coded and stored in a database.

Rod: If we fill out accident reports, where do they go?

Troy: Thinks if they are for off-road vehicles, they are likely to be returned since they aren't part of street accidents data. Will confirm and report back at next meeting.

Rod: Accident reporting should be to law enforcement instead of to DMV.

Motion:		M	2nd	Aye	Nay	Excused
Form a task force to research each OHV class for safety equipment available from manufacture or after-market for review by committee to make recommendations  The TF will consist of one staff person and one member from each class. (Wade, Steve, Pat and Ron)  Action: Passed Unanimously	Wade Bryant	X		X		
	Troy Coastales			X		
	Tim Custer		X	X		
	Steve Doane			X		
	Chris Knauf					X
	John Lane					X
	Lisa Millet					X
	Rod Roberts			X		
	Nathan Seable			X		
	Jimmy Smith					X
	Wendy Zustiak			X		
	Chair Pat Harris			X		

Ian: 735 statutes are for ODOT.

Rod: Thinks Oregon is the only state that requires orange flags.

Wade: Also Utah.

Rod: Safety issue - what about flags that are larger, more visible, other colors? How easy is that to change?

Michelle: When ODOT transition occurred not all language was cleaned up.

Rod: Some of this needs to be moved to OPRD. Discusses current requirements for flags.

Troy: ORS 821.010, 821.020, 821.030, and 821.040 all should be reviewed by this committee.

Discussion about 800 to 900 pound vehicles for Class I vehicles. Many two-up ATVs are over 800; around 875 lbs.

UTV primary purpose is recreation use. Rhino is designed for both.

Wendy: We should change the word to "impact" instead of "ruin" in the text regarding classification. Remove over 30 mph.

Rod. Will need to define the Class IV with the consideration of operators, insurance, side by sides, kid's models, go carts, and cc engine size for under age of 16.

Tim: Can we use cc class by manufactures?

Rod: Briggs and station 25 hp motor.

Ian: The Razor 170 is designed for youth age 11-15.

Tim: Can we use language to mirror manufactures recommendations?

Rod: Likes Class IV but need to consider all the aspects.

Tim: Weight around 1500 -1800 and under 65 inchers.

Ian: Should remove recreation use because that language was to separate ROV and UTV, which should both be considered for Class IV.

Wendy: Would have to post Class IV under a certain width.

Ron: Should we consider length? Tight trails could be an issue.

Wendy: There could be NEPA impacts from a wider trail using Class IV.

Tim: Over 60 inches then the trail becomes a road.

Rod: Your biggest side by side is 60 inches; Mule 62"; T-rex 58.5"; Big Red 64"

Wade: After-market will push tires out and extra inch on each side.

Wendy: The new federal travel management plans will promote extra use.

Wade: 2,200 lbs or less, 30-70 inches. Concerns about street legal.

Ian, in response to Pat, stated that OAR 735 says all ATVs must have roll-bar or roof, except motorcycles and multi-wheeled vehicles. A multi-wheeled vehicle is

defined in OAR 735 as a Class I ATV that has a straddle seat. If we create a Class IV then those vehicles would still be required to have a roll-bar.

Ron: This impacts users if land managers aren't consistent.

Rod: 60 inch 1500 lbs are best for enforcement. This will eliminate the very long 4 seaters. Long wheel base is a safety hazard. ATV stickers should have a punch for the type of vehicle use.

It was verified that OPRD's Reservations Northwest (RNW) can issue ATV stickers via telephone. The Call Center is open Monday - Friday and the stickers are sent out in the mail the same day they are ordered.

Working Lunch

#### New Class IV Vehicle Language

Members spent the afternoon developing language for a new class of off road vehicles. The suggested language will be presented for adoption at the March 17, 2010 meeting.

Tim moved to adjourn the full committee meeting and open the subcommittee meeting. Seconded by Rod. Motion passes unanimously.

Chair Harris adjourned the meeting at 1:45 PM

#### ATV-AC Grants Subcommittee Meeting

Subcommittee members in attendance: Tim Custer, Chair; Rod Roberts, Vice-Chair; Wade Bryant, Steve Doane, and Pat Harris

Staff present: Ian Caldwell, Mike Law, Ron Price, and Pamela Berger

The subcommittee meeting was called to order by Chair Custer at 1:50 PM

Members and staff spent the afternoon reviewing the grant applications that have been saved on a CD instead of notebooks. Members will now receive the grant applications on CDs instead of notebooks.

The upcoming April 8 and 9, 2010 grant meeting was discussed including expectations and processes.

Chair Custer adjourned at 2:40 PM

Submitted by,

Pamela Berger  
ATV Grants and Agreements Coordinator