



Oregon Parks and Recreation Department ATV Advisory Committee Meeting

February 26, 2020, 10:45 AM – 12:00 PM
BW Mill Creek Inn, Salem, OR 97301

OPRD ATV Advisory Committee Members Present:

Tim Custer-Chair
Dave Kimball-Class I Representative
Virgle Osborne- Class II Representative
Barrett Brown- Class III Representative
Matt Miller- Class IV Representative
Sgt Nick Hansen- Law Enforcement Representative
Jahmaal Rebb – Oregon Department of Forestry
Troy Costales – Oregon Department of Transportation
Chris Knauf – Bureau of Land Management
Jim Cole (via phone) – Emergency Medical Services Provider
Jody Phillips (via phone) – Rural Fire Protection District
Jeff Trejo – Oregon Parks and Recreation Department

OPRD ATV Grants Subcommittee Member Not Present:

Ann Haak-ADA Representative
Greg Jackle – Oregon Department of Fish and Wildlife
Zach Jarrett – United States Forest Service

Other:

Ryan Clay – Oregon Motorcycle Riders Association (OMRA)

OPRD Staff Present:

Daniel Killam, Michele Scalise, Ian Caldwell, Mike Law, Jeff Trejo, Nohemi Enciso, Katie Gauthier, and Jayme Jones

1. Meeting called to order at **10:45 AM on Wednesday February 26, 2020** by Tim Custer.
2. Approval of November 2019 Meeting Minutes. **(ACTION)**

Motion: Troy Costales moved to accept the November 2019 meeting minutes.

Second: Chris Knauf

Vote: No objections. Motion passed unanimously.

3. Updates

Legislative Concepts: Last time we met in November 2019 we had discussions about legislative concepts. The two biggest things that Parks is moving forward are the ATV Safety Education Cards and definition of Class IV ATVs. First: Require that ATV Safety Education Card for Class IV only. Last session the concept was for Class II and IV. Second: Definition of the Class IV changed last year on width at its widest point increased from 65" to 80" and dry weight increase from 1,800lbs to 2,500lbs. There is still an issue with Class IV being defined with 14" wheels. People are putting aftermarket 15" wheels on side-by-sides and the manufactures are selling more dune specific machines with larger wheels. By putting larger wheels on makes the machine a Class II. Recreational Off-Highway Vehicles (ROVs) are defined by ANSI Standards as 1000cc. Discussion about allowing UTVs over 1000cc to be Class IV if they go less than 30mph. (upon further research there are UTVs both over 1000cc and 30mph)

Discussion of the issue with requiring a windshield wiper if the vehicle has a windshield. Many side-by-sides only have ½ windshields and it is difficult to get wipers on some full windshields. There is confusion with customers trying to follow the letter of the law. We haven't written the language on this concept yet but considering language that the windshield must be unobstructed. We have moved forward by submitting to the executive team and over the summer of 2020 would potentially start writing that bill and it would get submitted to the 2021 session.

Questions/Comments:

Katie Gauthier: Right now: We have shared them with our Parks Commission as an introduction item. We will submit a Legislative Package with other bills to the Parks Commission in April 2020. Then we submit them to the Governor Office for approval to introduce and then the Governor's Office has to give us permission to move forward.

Question about side-by-sides on public roads and highways and equipment requirements. Ian explained that ODOT can designate sections of State Highways as ATV Highway Access Routes. Vehicles must follow normal ATV requirement plus must have driver's license, liability insurance, helmets for ATVs and motorcycles, and seatbelt for side-by-sides. Cities and counties can put anything in their ordinances and most all require insurance and driver license.

Katie Gauthier will work with Ian on the draft legislative language.

Topic for November 2020 meeting: More information on the pending case McCormick vs State Parks and Recreation Dept.

Modifying the ATV Sticker: Questions about having a license plate on vehicles and trying to do something that would address those concerns. Jeff has been doing a lot of work on our Law Enforcement data base called Law Enforcement Tracking System (LETS). Law Enforcement Officers would be able to check who owns the ATV Permit and Safety Education information. This will give them access to look up stolen, missing, and history by ATV Permit number.

ATV Highway Access Committee Vacancy: Had 2 positions to fill. Lisa Sumption appointed Ron Price and Tim Custer. City of Lakeside is looking to open city streets to ATV use and requesting the rest of Spinreel Road as open to ATV use.

Dates for November 2020 Meeting: November 5, 2020. Potentially and preferred at Best Western-Mill Creek Inn.