

D R A F T

SUMMARY

Directs Department of Transportation to adopt standards for bicycle trailers designed for human passengers.

Prohibits sale of bicycle trailers that do not meet standards adopted by department.

A BILL FOR AN ACT

Relating to bicycle trailers.

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

SECTION 1. The Department of Transportation shall adopt rules establishing minimum standards for bicycle trailers designed for human passengers. The department shall consult the ASTM International specification F1975-09, "Standard Specification for Nonpowered Bicycle Trailers Designed for Human Passengers," in forming its standards. The department may review specifications adopted by ASTM International, or equivalent organizations, and revise the standards adopted pursuant to this section as necessary.

SECTION 2. (1) A person may not sell a bicycle trailer designed for human passengers unless the bicycle trailer conforms to the standards adopted by the Department of Transportation by rule under section 1 of this 2011 Act.

(2) In addition to any other remedy provided by law, an individual who purchases a bicycle trailer that does not conform to the standards adopted by the department may bring a civil action to recover actual damages or \$1,000, whichever is greater, against the person that sold the bicycle trailer to the individual. A court shall award a prevailing

1 **plaintiff reasonable costs and attorney fees.**

2 **(3) An action brought under this section shall be commenced within**
3 **two years from the date the individual purchased the bicycle trailer.**

4 **SECTION 3. Sections 1 and 2 of this 2011 Act apply to bicycle trail-**
5 **ers designed for human passengers sold on or after the effective date**
6 **of this 2011 Act.**

7 _____