

OFFICE OF THE SECRETARY OF STATE

LAVONNE GRIFFIN-VALADE  
SECRETARY OF STATE

CHERYL MYERS  
DEPUTY SECRETARY OF STATE  
AND TRIBAL LIAISON



ARCHIVES DIVISION

STEPHANIE CLARK  
DIRECTOR

800 SUMMER STREET NE  
SALEM, OR 97310  
503-373-0701

## PERMANENT ADMINISTRATIVE ORDER

### DMV 26-2023

CHAPTER 735  
DEPARTMENT OF TRANSPORTATION  
DRIVER AND MOTOR VEHICLE SERVICES DIVISION

**FILED**

11/14/2023 4:01 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Issuance of Limited Term CLP and CDL

EFFECTIVE DATE: 11/14/2023

AGENCY APPROVED DATE: 11/09/2023

CONTACT: Ty Yoder  
503-945-5256  
ty.m.yoder@odot.oregon.gov

DMV Program Services  
1905 Lana Avenue NE  
Salem, OR 97314

Filed By:  
Lauri Kunze  
Rules Coordinator

**RULES:**

735-063-0265, 735-063-0268

AMEND: 735-063-0265

REPEAL: Temporary 735-063-0265 from DMV 15-2023

NOTICE FILED DATE: 09/26/2023

**RULE SUMMARY:** DMV amended this rule to remove a federally unacceptable document from the list of documents that a person who is lawfully present in the United States on a temporary basis may provide as proof of lawful status.

**CHANGES TO RULE:**

**735-063-0265**

Issuance of Limited Term Non-Real ID CLP or CDL

- (1) An applicant who is lawfully present in the United States on a temporary basis may qualify for a limited term non-Real ID CLP or limited term non-Real ID CDL by providing one of the following documents:¶¶
- (a) Arrival/Departure Record (I-94 or CBI I94-A) issued by the United States Department of Homeland Security or Custom and Border Protection presented with or within a valid unexpired foreign passport.¶¶
  - (b) ~~Arrival/Departure Record (I-94 or CBP I-94) stamped admitted as a Refugee, Asylee, Asylum, Parole, Parolee, or Paroled for an indefinite period presented with acceptable proof of identity as defined in OAR 735-062-0020.~~¶¶
  - (c) Employment Authorization ~~card~~ Document (I-766), unexpired.¶¶
- (2) DMV will not accept any document issued by the United States Immigration and Customs Enforcement Agency containing the statement:¶¶
- (a) Under Docket Control;¶¶
  - (b) Under the Order of Supervision; or¶¶
  - (c) Notice of Immigration Bond Cancelled.¶¶
- (3) DMV will not accept as the proof required by section (1) of this rule a document that is not verified through the Systematic Alien Verification for Entitlements (SAVE) system.¶¶
- (4) DMV will not accept any document as proof of lawful status in the United States that is:¶¶
- (a) Stamped cancelled;¶¶
  - (b) Hole-punched;¶¶
  - (c) Marked with clipped corners;¶¶

(d) Altered; or¶

(e) Amended, unless the amendments were completed by the issuing authority.¶

(5) After determining that an applicant has met all requirements for a non-Real ID CLP or non-Real ID CDL and has provided proof of lawful status in the United States on a temporary basis, as described in this rule, DMV will issue a limited term ~~driver license~~non-Real ID CDL or limited term ~~driver permit~~non-Real ID CLP and mail it to the address provided by the applicant at the time of the application. The expiration date of a limited term CLP or limited term CDL is as described in ORS 807.130(3).

Statutory/Other Authority: ORS 184.619, 802.010, 807.730, 49 CFR 383.21, 383.23, 383.71

Statutes/Other Implemented: ORS 807.730

AMEND: 735-063-0268

REPEAL: Temporary 735-063-0268 from DMV 15-2023

NOTICE FILED DATE: 09/26/2023

RULE SUMMARY: DMV amended this rule to remove a federally unacceptable document from the list of documents that a person who is lawfully present in the United States on a temporary basis may provide as proof of lawful status.

CHANGES TO RULE:

735-063-0268

Issuance of Limited Term Real ID CDL

(1) An applicant who is lawfully present in the United States on a temporary basis may qualify for a limited term Real ID CDL by providing one of the following documents:¶¶

(a) Unexpired foreign passport with a valid, unexpired U.S. visa affixed accompanied by an Arrival/Departure Record (I-94 or CBI I94-A) or a valid I-797A Notice of Action issued by the United States Department of Homeland Security or Custom and Border Protection ~~presented with or within a valid unexpired foreign passport.~~¶¶

~~(b) Arrival/Departure Record (I-94 or CBP I-94) stamped admitted as a Refugee, Asylee, Asylum, Parole, Parolee, or Paroled for an indefinite period presented with acceptable proof of identity as defined in OAR 735-062-0020 documenting the applicants most recent admittance into the United States.~~¶¶

(e) Employment Authorization ~~card~~ Document (I-766), unexpired.¶¶

(2) DMV will not accept any document issued by the United States Immigration and Customs Enforcement Agency containing the statement:¶¶

(a) Under Docket Control;¶¶

(b) Under the Order of Supervision; or¶¶

(c) Notice of Immigration Bond Cancelled.¶¶

(3) DMV will not accept as the proof required by section (1) of this rule a document that is not verified through the Systematic Alien Verification for Entitlements (SAVE) system.¶¶

(4) DMV will not accept any document as proof of lawful status in the United States that is:¶¶

(a) Stamped cancelled;¶¶

(b) Hole-punched;¶¶

(c) Marked with clipped corners;¶¶

(d) Altered; or¶¶

(e) Amended, unless the amendments were completed by the issuing authority.¶¶

(5) After determining that an applicant has met all requirements for a limited term Real ID CDL and has provided proof of lawful status in the United States on a temporary basis, as described in this rule, DMV will issue a limited term Real ID CDL and mail it to the address provided by the applicant at the time of the application. The expiration date of a limited term Real ID CDL is ~~a~~ described in OAR 735-062-0008(131).

Statutory/Other Authority: ORS 184.619, 802.010, 807.730, 49 CFR ~~??~~ 383.21, 383.23, 383.71

Statutes/Other Implemented: ORS 807.110, 807.730