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DEPARTMENT OF TRANSPORTATION
DRIVER AND MOTOR VEHICLE SERVICES DIVISION

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Registration Plates

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RULES:

735-040-0040, 735-040-0090

AMEND: 735-040-0040

NOTICE FILED DATE: 09/26/2023

RULE SUMMARY: DMV amended this rule to bring the rule into alignment with the new definition of "Gold Star Family member."

CHANGES TO RULE:

735-040-0040
Definitions ¶¶

As used in OAR 735-040-0040 through 735-040-0130:¶¶

- (1) "Anticipated Costs," for the purposes of ORS 805.225 and this rule, means costs incurred by DMV to add a plate to the special registration plate program, including but not limited to, application review costs, computer programming costs, vendor set-up fees, plate design costs and production setup costs.¶¶
- (2) "DMV" means the Driver and Motor Vehicle Services Division of the Department of Transportation.¶¶
- (3) "Gold Star Family registration plate" means a registration plate issued to a surviving Gold Star Family member of a person killed in action during an armed conflict while serving in the Armed Forces of the United States, as defined in ORS 366.931.¶¶
- (4) "Group plates" means group registration plates approved for issuance by DMV under ORS 805.205, before August 17, 2015, to an institution of higher education or non-profit group that is tax exempt under 501(c)(3) of the Internal Revenue Code.¶¶
- (5) "Special registration plate" means a registration plate issued by DMV under ORS 805.222 and 805.225.¶¶
- (6) "Special registration plate program" means the special registration plate program established by DMV in accordance with ORS 805.222 to 805.225 and OAR Chapter 735, Division 040.¶¶
- (7) "Organization" means any nonprofit group, institution of higher education or public body that applies for or receives approval for the issuance of a special registration plate pursuant to applicable provisions of the Oregon Vehicle Code and DMV rules.¶¶
- (8) "Institution of Higher Education" or "institution" means a postsecondary-institution that is:¶¶

(a) A public university listed in ORS 352.002, or¶¶

(b) An Oregon-based and accredited, community college or nonprofit private university or college.¶¶

(9) "Nonprofit group" means a nonprofit group that meets the qualifications for tax exempt status under section 501(c)(3) of the Internal Revenue Code.¶¶

(10) "An expression of political opinion" includes, but is not limited to, any artwork, image, name, logo, mark, slogan, letter or word that expresses or suggests a viewpoint related to:¶¶

(a) A candidate for election, measure or petition;¶¶

(b) A person, group or subject associated with politics or the political process; or¶¶

(c) A social issue or cause that is divisive, and, as a result, becomes a political issue, for example, abortion, immigration or the environment.¶¶

(11) "An expression of religious belief" includes, but is not limited to, any artwork, image, name, logo, mark, slogan, letter or word that affirms or supports a particular religion or creed, expresses adherence to a particular religious sect or denomination, expresses belief in or the absence of belief in a supreme being or promotes or discourages any form of exercise of religion.¶¶

(12) "Public body" has the same meaning as set forth in ORS 174.109.¶¶

(13) "Veterans' group" as used in ORS 805.105 and Division 40 rules, means a group or organization that meets the qualifications for veterans' recognition registration plates under OAR 735-040-0080.

Statutory/Other Authority: ORS ~~184.616~~, 184.619, 802.010, 805.205, 805.105, 805.222, 805.225

Statutes/Other Implemented: ORS 366.931, 805.2105, 805.~~1~~205, 805.222, 805.225

AMEND: 735-040-0090

NOTICE FILED DATE: 09/26/2023

RULE SUMMARY: DMV amended this rule to bring the rule into alignment with the new definition, and to add the Non-Commissioned Officers Association and the Vietnam Veterans of America registration plates to the list of plates that are only available to veterans.

CHANGES TO RULE:

735-040-0090

Veterans Recognition Registration Plates for Veterans' Groups; Restrictions on Issuance; Proof of Veteran Status ¶

(1) Issuance of veterans' recognition registration plates may be restricted to certain persons as provided under ORS 805.105 and this rule. Conditions for restrictions are as follows:¶

(a) Restrictions on issuance of a particular veterans' recognition registration plate as requested by a veterans' group must relate to a person's service in the Armed Services of the United States. For example:¶

(A) DMV may approve a request to restrict issuance of a particular veterans' recognition registration plate to only veterans or to only those awarded a Purple Heart medal; and¶

(B) DMV will not approve a request to restrict veterans' recognition registration plate issuance to only veterans who are members of a particular group.¶

(b) A veteran's group requesting a restriction on plate issuance must do so on the initial Application for Approval of Veteran Group Plates. The group must describe the restriction(s) and the basis for the restriction;¶

(c) All restrictions must be approved by DMV.¶

(d) If a requested restriction is approved, DMV will consult the group in determining the criteria DMV uses in issuing veterans' recognition registration plates for that group.¶

(2) Veterans' recognition registration plates may not be issued as custom plates, or in conjunction with any other special registration or plate type.¶

(3) When a veterans' group approved by DMV or the Director of Veterans' Affairs requires proof of veteran status or proof of receipt of a service-related medal, or the applicant requests "Gold Star Family" registration plates, DMV will accept the following as proof of eligibility:¶

(a) For plates that include a decal depicting an insignia of a branch of the Armed Services, a completed and signed Veteran Plate Certification (DMV Form 735-7307), certifying the applicant is eligible to receive the plates, and either of the following:¶

(A) For military service year 1950 or after, a US Department of Defense Form 214, Certificate of Release or Discharge from Active Duty (DD 214) or Correction to DD 214 Form (DD 215); or¶

(B) For military service before year 1950, a separation document or form issued by a branch or department of the US Armed Services.¶

(b) For a veterans' group with a service-related restriction approved by DMV under OAR 735-040-0080, a completed and signed Veteran Plate Certification (DMV Form 735-7307), certifying the applicant is eligible to receive the plates, and either of the following:¶

(A) For military service year 1950 or after, a DD 214 or DD 215; or¶

(B) For military service before year 1950, a separation document or form issued by a branch or department of the US Armed Services.¶

(c) For plates that include a decal depicting a service-related medal:¶

(A) A completed and signed Veteran Plate Certification (DMV Form 735-7307), certifying the applicant is eligible to receive the plates;¶

(B) A letter, award certificate or other document issued by the US Department of Defense showing the applicant is a recipient of the service-related medal; and¶

(C) Either of the following:¶

(i) For military service year 1950 or later, a DD 214 or DD 215; or¶

(ii) For military service before year 1950, a separation document or form issued by a branch or department of the US Armed Services..¶

(d) For plates displaying a gold star and the words "Gold Star Family," a completed and signed Gold Star Family Certification (DMV Form 735-6940), certifying the applicant is a ~~surviving~~ Gold Star Family member. ~~For purposes of this rule, a surviving family member includes a person who is a parent, s, as defined in ORS 366.931.~~¶

(4) A DD 214, DD 215 or separation form or document required under section (3) of this rule must have been issued under honorable conditions.¶

(5) "Non-Commissioned Officers Association" and "Vietnam Veterans of America" registration plates issued prior

to January 1, 2024, were issued to any applicant who applied for the plates and may be renewed without providing proof of eligibility as defined under ORS 805.105, spouse, partner in a domestic partnership or dependent of a person killed in action during an arm~~scribed~~ in this section. Effective January 1, 2024, DMV will issue the registration plates only to veterans who are determined eligible by DMV. An applicant must provide the following information as proof of eligibility:

(a) For Non-Commissioned Officers Association plates, a completed and signed Veteran Plate Certification (DMV Form 735-7307), certifying the applicant is eligible to receive the plates; and conflict while serving in the Armed Forces of the United States.~~e of the following:~~

(A) For military service year 1950 or after, a DD 214 or DD 215 that specifies honorable discharge and a rank of E1 to E9; or

(B) For military service before year 1950, a separation document or form issued by a branch or department of the US Armed Services that specifies honorable discharge and a rank of E1 to E9; or

(4C) A DD 214, DD 215 or separation document described in paragraph (i) or (ii) of this subsection that does not provide a rank of E5 to E9 on the document, and a military ID card or other document requirement issued by a branch or department of the US Armed Services that specifies a rank of E5 to E9.

(b) For Vietnam Veterans of America plates:

(A) A completed and signed Veteran Plate Certification (DMV Form 735-7307), certifying the applicant is eligible to receive the plates; and

(B) A DD 214 or DD 215 that specifies a term of service during the Vietnam era, the period beginning November 1, 1955, and ending on May 7, 1975.

Statutory/Other Authority: ORS 184.619, 802.010, 805.105

Statutes/Other Implemented: ~~ORS 805.105~~ 366.931, 805.105, 38 CFR 3