

Secretary of State  
**NOTICE OF PROPOSED RULEMAKING HEARING\***

A Statement of Need and Fiscal Impact accompanies this form.

Oregon Department of Transportation, Driver and Motor Vehicle Services Division		735	
Agency and Division		Administrative Rules Chapter Number	
Lauri Kunze	355 Capitol St. NE, Rm. 29, Salem OR 97301	lauri.g.kunze@odot.state.or.us	(503) 986-3171
Rules Coordinator	Address		Telephone

**RULE CAPTION**

**Renewal of Disabled Person Parking Permits**

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

October 19, 2009	1:00 pm	Multnomah County Commission Board Room 501 SE Hawthorne Blvd, Portland OR 97214	Liz Woods
Hearing Date	Time	Location	Hearings Officer
October 21, 2009	9:00 am	U of O Continuing Education Center 975 High Street, Eugene OR 97401	Liz Woods
Hearing Date	Time	Location	Hearings Officer

*Auxiliary aids for persons with disabilities are available upon advance request.*

**RULEMAKING ACTION**

**AMEND:** 735-080-0020, 735-080-0040 and 735-080-0060

ORS 184.616, 184.619, 811.602, 811.607, 811.609	None
Stat. Auth.	Other Authority
ORS 811.602, 811.604, 811.605, 811.606, 811.607, 811.609 and 2008 OL Ch 1	
Stats. Implemented	

**RULE SUMMARY**

ORS 811.604 as amended by Chapter 238, Oregon Laws 2009 (SB 937) requires that an application for renewal of a disabled person parking permit contain a certificate signed by a licensed health care provider that the person qualifies for the permit. Previously a person could sign a statement that they still qualify for a disabled person parking permit to renew.

DMV proposes to amend OAR 735-080-0040 to establish how an applicant for the renewal of a disabled person parking permit must provide the required signed certificate that qualifies the person to renew the permit. This includes a new renewal form that can be used.

DMV also proposes to amend OAR 735-080-0020 and 735-080-0060 to list the correct form numbers for applications as DMV has developed new forms that are specific to the permit, decal or placard for which the person is applying.

Other changes are made for clarity.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

**October 21, 2009**

**Last Day for Public Comment**  
Last day to submit written comments to the Rules Coordinator

Signature

**Lauri Kunze**

Printed name

Date

\* The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00 pm on the preceding workday.

Secretary of State  
**STATEMENT OF NEED AND FISCAL IMPACT**  
A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Oregon Department of Transportation, Driver and Motor Vehicle Services Division  
Agency and Division

735  
Administrative Rules Chapter Number

**In the Matter of the Amendment of 735-080-0020, 735-080-0040 and 735-080-0060**

**Rule Caption:** Renewal of Disabled Person Parking Permits

**Statutory Authority:** ORS 184.616, 184.619, 811.602, 811.607, 811.609

**Other Authority:** None

**Statutes Implemented:** ORS 811.602, 811.604, 811.605, 811.606, 811.607, 811.609 and 2008 OL Ch 1

**Need for the Rule(s):** ORS 811.604 as amended by Chapter 238, Oregon Laws 2009 (SB 937) requires that an application for renewal of a disabled person parking permit contain a certificate signed by a licensed health care provider that the person qualifies for the permit. Previously a person could sign a statement that they still qualify for a disabled person parking permit to renew.

DMV proposes to amend OAR 735-080-0040 to establish how an applicant for the renewal of a disabled person parking permit must provide the required signed certificate that qualifies the person to renew the permit. This includes a new renewal form that can be used.

DMV also proposes to amend OAR 735-080-0020 and 735-080-0060 to list the correct form numbers for applications as DMV has developed new forms that are specific to the permit, decal or placard for which the person is applying.

Other changes are made for clarity.

**Documents Relied Upon and where they are available:** Enrolled SB 937 which can be found at <http://www.leg.state.or.us/O9reg/measpdf/sb0900.dir/sb0937.en.pdf>

**Fiscal and Economic Impact, including Statement of Cost of Compliance:** The proposed amendment to OAR 735-080-0040 has minimal fiscal or economic impact.

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)): DMV will provide a new form for an application to renew a disabled person parking permit, wheel chair permit and parking identification card. The costs for the form are estimated at \$1,700 for the current biennium and \$2,275 for the next biennium. There may be additional expense for holders of disabled person parking permits who must now obtain a certificate from a licensed health care provider in order to renew the permit. It is not possible for DMV to quantify these expenses.

2. Cost of compliance effect on small business (ORS 183.336): None

a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule: None, these rules only affect individuals.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services: None

c. Equipment, supplies, labor and increased administration required for compliance: None

**How were small businesses involved in the development of this rule?** Fourteen groups representing small businesses were notified of the proposed amendments and invited to comment. No comments were received.

**Administrative Rule Advisory Committee consulted? If not, why?:** No. The proposed amendments to OAR 735-080-0040 and 735-080-0060 implement statutory amendments passed by the 2009 Legislature. Amendments to OAR 735-080-0020 simply update references to DMV forms. Input from an advisory committee was unnecessary to implement these changes.

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Authorized Signer

Lauri Kunze  
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Printed name Date