

**DEPARTMENT OF TRANSPORTATION, DRIVER AND MOTOR VEHICLE SERVICES
OREGON ADMINISTRATIVE RULES, CHAPTER 735, DIVISION 74**

**AT-RISK DRIVER PROGRAM
MANDATORY REPORT FOR MEDICAL PROFESSIONALS**

Definitions 735-074-0080

A "**health care provider**" is a person licensed, certified or otherwise authorized or permitted by law to administer health care in the State of Oregon. For purposes of these rules, the term health care provider is limited to: a chiropractic physician, naturopathic physician, nurse practitioner, occupational therapist, physical therapist, optometrist, physician assistant and podiatric physician or surgeon.

A "**physician**" is a doctor of medicine or osteopathy licensed to practice medicine in the state of Oregon by the Board of Medical Examiners.

A "**primary care provider**" is a physician or health care provider who is responsible for supervising, coordinating and providing a person's initial and ongoing health care. A primary care provider initiates referrals for health care outside of his or her scope of practice, consultations and specialist care to assure continuity of a person's medically appropriate health care.

"**Severe**" means that the impairment substantially limits a person's ability to perform activities of daily living, including driving, because it is not controlled or compensated for by medication, therapy, surgery or adaptive devices. Severe does not include a temporary impairment for which the person is being treated by a physician or health care provider and which is not expected to last more than six months.

"**Uncontrollable**" means the impairment cannot be controlled or compensated for by medication, therapy, surgery, or adaptive devices.

Physicians and Health Care Providers Required to Report to DMV 735-074-0090

(1) If providing health care services to a person meeting the criteria set forth in OAR 735-074-0100 or 735-074-0110, the following physicians and health care providers must submit a report to DMV as described in OAR 735-074-0120:

- (a) The person's primary care provider.
- (b) A physician or health care provider providing specialized or emergency health care services to a person who does not have a primary care provider.

(2) If a physician or health care provider is providing health care services based on a referral from the person's primary care provider, and the health care services relate to a cognitive or functional impairment meeting the criteria set forth in OAR 735-074-0110, the physician or health care provider does not need to submit a report to DMV if a finding, test results and/or treatment report is sent to the person's primary care provider. Upon receipt of findings, test results and/or a treatment report, the primary care provider must submit a report to DMV if the cognitive or functional impairment meets the criteria set forth in OAR 735-074-0110.

(3) An ophthalmologist or optometrist providing health care services to a person who does not meet the DMV vision standards set forth in OAR 735-062-0050 with corrective lenses or devices must:

- (a) Submit a report to DMV; or
- (b) Provide the findings or test results to the person's primary care provider. Upon receipt of findings from the ophthalmologist or optometrist, the primary care provider must submit a report to DMV.