PERMANENT ADMINISTRATIVE ORDER

DMV 34-2019
CHAPTER 735
DEPARTMENT OF TRANSPORTATION
DRIVER AND MOTOR VEHICLE SERVICES DIVISION

FILING CAPTION: Restrictions on Driver Licenses and Removal of Probationary Permit Language

EFFECTIVE DATE: 01/01/2020

AGENCY APPROVED DATE: 12/16/2019

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AMEND: 735-062-0087

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RULE SUMMARY: This rule amendment discontinues a driving restriction for a person who is deaf or has extremely limited hearing. DMV does not administer a hearing test and does not otherwise require documentation of hearing capability for purposes of granting driving privileges. This rule amendment also removes a reference to the term “probationary permit,” which is a permit no longer issued by DMV.

CHANGES TO RULE:

735-062-0087
Restrictions on Driving Privileges ¶

ORS 807.120 authorizes DMV to restrict driving privileges upon determining that there is good cause for a restriction. DMV finds good cause for a restriction of Class C non-commercial driving privileges in the following circumstances: ¶

(1) A Restriction - Auto Trans non-CMV - When a person is unable to operate the foot controls or shift lever on a standard transmission equipped vehicle due to a physical impairment. ¶

(2) B Restriction - Corrective Lenses - When a person uses corrective lenses to meet the vision standards as set forth in OAR 735-062-0050. ¶

(3) F Restriction - Outside Mirror - When a person is deaf or has extremely limited hearing or when a person has no usable vision in the person's left eye. ¶

(4) G Restriction - Daylight Driving Only - When a person's visual acuity is between 20/40 and 20/70 or if the person's vision specialist indicates of a Certificate of Vision form that the person should be restricted to daylight hours only. ¶

(5) J Restriction - Variable - When at least one of the following restricted driving privilege restrictions applies to a person: ¶

(a) When a person is restricted to specific routes, times and purposes of driving under a special permit. The special permit includes a hardship permit that allows limited driving during certain types of suspensions, a probationary
permit that allows limited driving during a revocation as a habitual offender, or a student or emergency permit that allows driving for specific purposes to a limited number of eligible applicants.

(b) When a person is restricted to specific routes under a limited route restriction. A person's driver license may be restricted to specific limited routes when the person has demonstrated that the person can safely operate a motor vehicle on specific routes but is unable to demonstrate that the person is qualified for an unrestricted license.

(c) When a person is authorized by DMV's Driver Safety Case Management Unit to receive special instruction only. DMV may authorize a restricted privilege to take driving lessons under certain circumstances. A person may not drive a motor vehicle unless the person is driving with an instructor approved by DMV.

(d) When a person's motorcycle driving privileges are restricted to a three-wheeled motorcycle or a motorcycle with a side-car. DMV will restrict the driving privileges granted under a motorcycle endorsement if the person applies for a restricted motorcycle endorsement and has successfully completed the motorcycle knowledge test as required in OAR 735-062-0040.

(e) When DMV authorizes the person to operate only a motor vehicle equipped with specific equipment that does not have its own restriction code.

(6) R - Hand and Controls - When a person uses hand controls to operate a motor vehicle. The motor vehicle must be equipped with a hand-operated accelerator, foot brake, dimmer switch and emergency brake.

(7) S - Turn Signals - When a person is incapable of using arm signals. The motor vehicle must be equipped with mechanical or electrical turn signals.

(8) U - Prosthetic Aid - When a person must use a prosthetic aid to operate the motor vehicle.

Statutory/Other Authority: ORS 184.616, 184.619, 802.010, 807.120
Statutes/Other Implemented: ORS 807.120