



PERMANENT ADMINISTRATIVE ORDER

DMV 29-2026

CHAPTER 735

DEPARTMENT OF TRANSPORTATION

DRIVER AND MOTOR VEHICLE SERVICES DIVISION

FILED: 08/13/2026 8:50 AM

ARCHIVES DIVISION SECRETARY OF STATE & LEGISLATIVE COUNSEL

FILING CAPTION: Defining Identification Card and Clarifying When Someone Surrenders Oregon Driving Privileges

EFFECTIVE DATE: 08/13/2026

AGENCY APPROVED DATE: 08/13/2026

CONTACT:

Ty Yoder

503-945-5256

Ty.M.YODER@odot.oregon.gov

1905 Lana Ave NE

Salem, OR 97314

Filed By:

Winnie Dawn

Rules Coordinator

RULES:

735-062-0002, 735-062-0007

AMEND: 735-062-0002

RULE TITLE: Definitions

NOTICE FILED DATE: 05/19/2026

RULE SUMMARY: DMV proposes to amend this rule add the definition of "identification card."

RULE TEXT:

As used in these OAR 735, division 62, rules the following definitions apply:

- (1) "AAMVA" means the American Association of Motor Vehicle Administrators.
- (2) "Biometric data" means measurements of the physical characteristics of person's face that can be used to authenticate the identity of the person.
- (3) "Caregiver" means an individual who has any level of responsibility for the safety and well-being of a minor.
- (4) "CDLIS" means the Commercial Driver's License Information System operated by AAMVA for the Federal Motor Carrier Safety Administration.
- (5) "DMV" means the Oregon Department of Transportation, Driver and Motor Vehicle Services Division.

- (6) "First-time Real ID" means the first time DMV issues an Oregon Real ID to an applicant and may be issued as an original, renewal or replacement driver license, driver permit or identification card, depending on the privilege that the applicant possesses.
- (7) "Identification Card" means a document bearing personal data used to verify identity, issued by DMV under ORS 807.400 or by a state driver licensing agency in another jurisdiction.
- (8) "Lawful status," for the purpose of applying for a Real ID driver license, driver permit or identification card, has the meaning set forth in 6 CFR §37.3.
- (9) "LexisNexis Database" means a database of personal information provided by the LexisNexis corporation that is used to verify the identification of an individual.
- (10) "NDR" means National Driver Register, a division in the National Center for Statistics and Analysis under the National Highway Traffic Safety Administration.
- (11) "PDPS" means the Problem Driver Pointer System, a database operated by NDR.
- (12) "Proctor" means a caregiver of the applicant who is at least 21 years of age and whose identity (name, date of birth and address) has been verified through the LexisNexis database.
- (13) "Real ID" has the meaning set forth in ORS 807.450, and is marked with the distinguishing feature of a star in the upper right corner.
- (14) "S2S" means State to State Verification Services operated by AAMVA.
- (15) "SAVE" means Systemic Alien Verification for Entitlements program, administered by the United States Citizenship and Immigration Services, a component of the Department of Homeland Security.
- (16) "SPEXS" means the State Pointer Exchange Services, the platform that supports S2S and CDLIS.
- (17) "SSA" means the Social Security Administration.
- (18) "SSN" means Social Security number.
- (19) "USPVS" means United States Passport Verification Services which allows licensing agencies to verify US Passport document data against the Department of Homeland Security's backend systems and is operated by AAMVA.

STATUTORY/OTHER AUTHORITY: ORS 184.619, 802.010, 807.021, 807.050, 807.450, 807.460, 6 CFR §37.3

STATUTES/OTHER IMPLEMENTED: ORS 801.163, 802.200, 807.021, 807.024, 807.050, 807.450

AMEND: 735-062-0007

RULE TITLE: Driver Permits or Driver Licenses

NOTICE FILED DATE: 05/19/2026

RULE SUMMARY: DMV proposes to amend this rule to specify that an Oregon noncommercial driver license or driver permit becomes invalid when the holder is issued a driver license, driver permit, or identification card by a state driver licensing agency in another jurisdiction.

RULE TEXT:

(1) Before DMV will issue a driver permit or driver license, the applicant for the driver permit or driver license must:

(a) Satisfy all requirements set forth in ORS 807.040 and 807.060(2)(a) if under the age of 18. For purposes of ORS 807.060 and this subsection:

(A) "Mother" means the biological or adoptive mother of the applicant, whose parental rights have not been terminated;

(B) "Father" means the biological or adoptive father of the applicant, whose parental rights have not been terminated;

and

(C) "Legal guardian" means an individual, or the authorized representative of an entity, private or public institution or agency appointed as guardian of the applicant by a court having jurisdiction.

(b) Satisfy all requirements set forth in ORS 807.065 and 807.066 to receive a driver license (provisional) if under 18 years of age;

(c) Provide a verifiable SSN or a statement that the applicant has not been assigned a SSN as provided in OAR 735-062-0005;(d) Submit to the collection of biometric data for the purpose of establishing identity as provided in ORS 807.024 and OAR 735-062-0016;

(d) Provide proof of the applicant's identity and date of birth as provided in OAR 735-062-0020;

(e) Provide proof of the applicant's residence address as provided in OAR 735-062-0030;

(f) Provide proof, as provided in OAR 735-016-0070, that the applicant is domiciled in or a resident of Oregon;

(g) Surrender all driver permits, driver licenses and identification cards in the applicant's possession issued outside of Oregon;

(h) Certify that the applicant does not have a vision condition or impairment that impacts the applicant's ability to drive safely, which has not been corrected by the use of glasses or contact lenses;

(i) Certify that the applicant does not have a mental or physical condition or impairment that affects the applicant's ability to drive safely; and

(j) Certify that the applicant does not have a problem condition with an intoxicant, as defined in Oregon Laws 2023, Chapter 498 that affects the applicant's ability to drive safely.

(2) Once an applicant has applied for a driver license or driver permit, DMV will make an inquiry to NDR/PDPS, SPEXS and S2S to determine if the applicant's driving privileges are suspended, revoked, canceled or otherwise not valid in any other jurisdiction.

(3) DMV may require the applicant to provide a clearance letter in compliance with OAR 735-062-0160, indicating the applicant has valid driving privileges from any jurisdiction in which an inquiry to NDR/PDPS, SPEXS and S2S indicates the applicant's driving privilege is not fully valid.

(4) DMV will not issue driving privileges to an applicant until the applicant's driving privileges are reinstated in all jurisdictions, unless the only remaining reinstatement requirement in the other jurisdiction is proof of financial responsibility. Nothing in this section prohibits DMV from issuing a regular Class C driver license to an applicant whose commercial driving privileges are not valid as long as the applicant's regular Class C or equivalent driving privileges are valid.

(5) DMV will not issue a driver license or driver permit to an applicant with a current, valid Oregon identification card (ID card). To become eligible, the applicant must surrender the ID card before DMV may issue the Oregon driver license or driver permit. If the person's ID card is lost or destroyed, the person must make a statement that the card is lost or

destroyed and that it will be returned to DMV if found.

(6) DMV will notify all jurisdictions in the United States identified as previously issuing a driver license, driver permit or identification card to the applicant when DMV issues an Oregon driver license or driver permit to the applicant.

(7) A driver license issued to an applicant with a February 29 birthdate expires:

(a) On February 29 if the expiration year is a leap year; or

(b) On February 28 if the expiration year is not a leap year.

(8) After determining that an applicant has met all requirements under this rule, DMV will issue the driver license or driver permit and mail it to the address provided by the applicant at the time of the application.

(9) An Oregon non-commercial driver license or driver permit becomes invalid when the holder of the Oregon driver license or driver permit is issued a driver license, driver permit or identification card by a state driver licensing agency in another jurisdiction.

STATUTORY/OTHER AUTHORITY: ORS 184.619, 802.010, 807.021, 807.040, 807.050, 807.060, 807.120, 809.310

STATUTES/OTHER IMPLEMENTED: ORS 802.540, 807.021, 807.040, 807.060, 807.066, 807.130, 807.455, 809.310