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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

DMV 17-2020
CHAPTER 735
DEPARTMENT OF TRANSPORTATION
DRIVER AND MOTOR VEHICLE SERVICES DIVISION

FILED
06/25/2020 12:00 PM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: System Transformation Program Amendments for Address Changes, Card Design and Expiration Dates

EFFECTIVE DATE: 07/06/2020 THROUGH 01/01/2021

AGENCY APPROVED DATE: 05/27/2020

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NEED FOR THE RULE(S):

DMV's Service Transformation Program (STP) created opportunities to review DMV programs and optimize them based on new technological capabilities.

In an effort to deter unauthorized or fraudulent address changes, proposed rule amendments eliminate the ability for a person to change their address by use of a DMV drop box or in writing. An exception to the limitations on how DMV will accept notification of change of address is proposed for persons whose address is protected by law. To align with technical capabilities and online transactions, reference to "application form" and the requirement for an applicant to apply for an identification card in person are removed from administrative rule. DMV will have access to electronic verification software used to verify driving privilege status and prior issuances of driver licenses, permits or identification cards from out-of-state. Amendments are proposed to enable DMV to use the verification software.

The proposed rules specify that the expiration date for persons born on February 29 will expire on February 28 if the year of expiration is not a leap year. To comply with mandatory data elements from the American Association of Motor Vehicle Administrators card design standards, DMV needs to record eye color on the driver license, driver permit or identification card issued to any applicant.

JUSTIFICATION OF TEMPORARY FILING:

In alignment with the operative date for Oregon to become compliant with the Federal Real ID Act of 2005, phase II of DMV's system modernization project is scheduled to be implemented on July 6, 2020. Due to COVID-19, the federal enforcement date for Real ID has been delayed but Oregon law still requires a compliance date by July 2020.

DMV has programmed its system to implement the new processes and procedures described in this rulemaking starting

July 6, 2020. Failure to adopt these rules will result in serious prejudice if DMV programs and processes are implemented without first filing the administrative rule adoptions, amendments and repeals necessary to implement these programs that have already been programmed into DMV's computer system. As a result of this programming, multiple programs would be out of compliance with DMV's current administrative rules that set out requirements for persons doing business with DMV. The impacted persons subject to the serious prejudice are all persons who have been issued a driver license, driver permit or identification card because of the new requirements for the contents of driver license, driver permits and identification cards and the changes for submitting a mandatory address change. Also impacted are registered owners of any vehicle registered in Oregon and any driver who wishes to surrender their driving privileges in accordance with ORS 809.419.

To remain in compliance with ORS 807.560, 807.420 & 803.220, DMV must establish by administrative rule, requirements for persons to provide notification of a change of address within 30 days from the date of the address change. Address change requirements would be accepted in a method not set forth in rule and an issuance of a driver license or identification card that the applicant was not entitled to receive. Failure to adopt temporary rules may result in addresses not being updated because the method of notification was not acceptable after implementation of DMV's system modernization. Failure to for DMV to update an address could result in notices of driving privilege suspensions or cancellations, renewal reminders or other communications from DMV being mailed to wrong addresses and DMV customers potentially not receiving important DMV communications.

Drivers eligible for Quit Driving Identification Cards will be issued identification cards to which they are not entitled because the identification card was not issued in accordance with new rules intended to avoid issuing identification cards to persons already possessing identification cards issued by other jurisdictions.

DMV planned to present the permanent rules for approval at the June Oregon Transportation Commission (OTC) meeting. However, that meeting has been cancelled and June was the last month available for approving the permanent rules before the rules must go into effect. Due to programming lead times, the system configuration for this new rule goes into production on July 6, 2020. Reprogramming or establishing a manual work around would be costly and impact DMV's new system rollout.

Due to the cancellation of the OTC June meeting, temporary rules are necessary to ensure clarity and reduce risk for legal challenges. Without the temporary rules, multiple programs will be operating out of compliance and lack public transparency resulting in serious prejudice to the public interest.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

None

RULES:

735-010-0070, 735-018-0100, 735-062-0005, 735-062-0007, 735-062-0010, 735-062-0013, 735-062-0135

AMEND: 735-010-0070

RULE SUMMARY: Proposed amendment of OAR 735-010-0070 removes the option for a customer to submit a change of address using the Change of Address Notice for DMV Records.

CHANGES TO RULE:

735-010-0070

Submission of Change of Address and Update of DMV Records ¶

(1) DMV maintains a customer database that contains information on all DMV customers. A single notice of address change ~~will be~~ is sufficient for a customer to comply with ORS 807.560 (address changes related to driver licensing), ORS 803.220 (address changes related to titling and registering vehicles) and ORS 807.420 (address changes related to identification cards), as long as DMV is provided with sufficient information to identify the customer. ¶

(2) DMV ~~will accept~~ s a notice of a change of address: ¶

(a) Electronically as set forth in OAR 735-018-0100; ¶

(b) In person at a DMV field office; or ¶

(c) By telephone. ¶

(3) DMV accepts a notice of change of address for any person whose address is protected by law: ¶

(a) In writing by mail, faesimile or at a drop box in a DMV field office, in the form of a Change of Address Notice for DMV Records (DMV Form 735-6438) or any other written form; or ¶

(b) Electronically as set forth in OAR 735-018-0100; or ¶

(c) In person at a DMV field office. ¶

(3) DMV may accept an address change by telephone. In writing by mail or in the form of a Change of Address Notice for DMV Records (DMV Form 735-6438) or any other written form; or ¶

(c) Any method described in section (2) of this rule. ¶

(4) An organization as defined in OAR 735-018-0010 may not notify DMV electronically of a change of address. The organization must submit a notice of change of address in writing or in the form of a Change of Address Notice for DMV Records (DMV Form 735-6438).

Statutory/Other Authority: ~~ORS 184.616,~~ 184.619, 803.220, 807.420; & 807.560

Statutes/Other Implemented: ORS 803.220, 807.420; & 807.560

AMEND: 735-018-0100

RULE SUMMARY: Proposed amendment of OAR 735-018-0100 removes the option for a customer to submit a change of address using the Change of Address Notice for DMV Records.

CHANGES TO RULE:

735-018-0100

Notification of Change of Address by Electronic Means ¶

(1) Except as prohibited under section (2) of this rule, a person required to notify DMV of a change of address pursuant ORS 803.220, 807.420 or 807.560 and OAR 735-010-0070, may, ~~in lieu of submitting a hardcopy Change of Address Notice For DMV Records (DMV Form 735-6438),~~ notify DMV electronically of a change of address by submitting a notice of a change of address at DMV's website.¶

(2) An electronic notice of a change of address by an organization as defined in OAR 735-018-00310 is expressly prohibited.¶

(3) This rule does not apply to notice of a change of name or any other provision otherwise required by ORS 803.220, 807.420 or 807.560.¶

[~~ED. NOTE: Forms referenced are available from the agency.~~]

Statutory/Other Authority: ORS ~~184.616,~~ 184.619, 802.012, & 803.460

Statutes/Other Implemented: ORS 802.012, 802.560, 803.200, 803.220, 803.360, 803.370, 803.450, 803.460, 807.420, & 807.560

AMEND: 735-062-0005

RULE SUMMARY: Amendment of OAR 735-062-0005 removes use of the term "application form" to align with the upcoming ability to apply for privileges using DMV online services.

CHANGES TO RULE:

735-062-0005

SSN - Requirements for Collection and Verification of SSN or Proof of Ineligibility for a SSN ¶¶

(1) ~~When a person~~An applicant who is eligible for a SSN ~~applies for any original, renewal or replacement driver license, driver permit or identification card, the person must provide his or her SSN on the application form. is required to provide the SSN assigned to the applicant by SSA to DMV when applying for a driver license, driver permit or identification card.~~ ¶¶

(2) A person who applies for any original, renewal or replacement non-commercial driver license or driver permit or identification card and claims to be ineligible for a SSN must provide proof that he or she is not eligible for a SSN. A person may prove his or her ineligibility for a SSN by presenting documents issued by the Department of Homeland Security or other federal agencies, which demonstrate that the person is not eligible to be assigned a SSN by the SSA. The person must also certify that he or she is ineligible for a SSN. ¶¶

(3) DMV will not accept proof of ineligibility for a SSN from any applicant who presents proof of being a citizen or lawful permanent resident of the United States or proof of being legally present with authorization for employment in the United States. ¶¶

(4) When an applicant provides a SSN as required by section (1) of this rule, DMV will submit the SSN to the SSA for verification, unless the applicant is a citizen or permanent legal resident of the United States whose SSN was previously verified under this rule. An applicant's SSN is verified when SSA notifies DMV that the applicant's SSN, name and date of birth are confirmed by SSA's records. ¶¶

(5) Notwithstanding section (4) of this rule a SSN is not considered verified if the SSA notifies DMV that the SSN provided is inactive, invalid, impossible, not verifiable for other reasons or if there is a system error. ¶¶

(6) Before issuing a temporary applicant permit as provided in OAR 735-062-0032 or 735-062-0033, DMV will require proof of the person's SSN if the SSN provided on the application is not verified as described in section (4) of this rule. Proof that the SSN is the one assigned to the person by the SSA may include, but is not limited to, one or more of the following documents: ¶¶

(a) Social Security Card or other SSA documentation; ¶¶

(b) Income tax form filed with the Internal Revenue Service or a state tax agency; ¶¶

(c) Employment document; ¶¶

(d) Military document (DD214); or ¶¶

(e) Any document containing full SSN acceptable as proof of legal presence or identity and date of birth as listed in OAR 735-062-0015 or 735-062-0020. ¶¶

(7) DMV will not issue, renew or replace any driver license, driver permit or identification card, except as provided in OAR 735-062-0032 and 735-062-0033, unless: ¶¶

(a) The applicant has proved his or her legal presence in the United States as provided in OAR 735-062-0015, and DMV has verified the applicant's SSN as provided in section (3) of this rule; or ¶¶

(b) If the applicant claims to be ineligible for a SSN, the applicant has proved his or her ineligibility for a SSN as provided in section (2) of this rule and his or her legal presence in the United States as provided in OAR 735-062-0015.

Statutory/Other Authority: ~~ORS 184.616~~, 184.619, 802.010, 807.021, & 807.050

Statutes/Other Implemented: ORS 802.200, 807.021, 807.022, & 807.050

AMEND: 735-062-0007

RULE SUMMARY: Amendment of OAR 735-062-0007 amends verification platforms used when issuing driver licenses. In addition to the National Driver Registry(NDR), Problem Driver Pointer System (PDPS), DMV will verify an applicant's driving privileges using the State Pointer Exchange Service (SPEXS) which is a verification service offered by the American Association of Motor Vehicle Administrators (AAMVA). An applicant, who has a February 29 birth date, will expire on February 28 if the expiration year is not a leap year. Minor terminology adjustments are proposed to avoid the use of gender specific pronouns.

CHANGES TO RULE:

735-062-0007

Driver Permits or Driver Licenses ¶¶

(1) Before the Driver and Motor Vehicle Services Division of the Department of Transportation (DMV) will issue a driver permit or driver license, the person applying 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 proof that the person is not eligible for a SSN as provided in OAR 735-062-0005;¶¶

(d) Provide proof of legal presence as provided in OAR 735-062-0015;¶¶

(e) Submit to the collection of biometric data for the purpose of establishing identity as provided in ORS 807.024 and OAR 735-062-0016;¶¶

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

(g) Provide proof of the person's residence address as provided in OAR 735-062-0030;¶¶

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

(i) Surrender all driver permits ~~and~~, driver licenses and identification cards in the person's possession issued outside of Oregon.¶¶

(2) ~~A person~~ an applicant is not eligible for driving privileges under ORS 807.060(4) or (5) and DMV will not issue or renew driving privileges or replace a driver license or driver permit if ~~on an~~ the application ~~or a replacement license or permit~~ applying for driving privileges ~~or a replacement license or permit~~ a person:¶¶

(a) Answers yes to the question "Do you have a vision condition or impairment that has not been corrected by glasses, contacts or surgery that affects your ability to drive safely?" and the person is unable to pass a DMV vision screening;¶¶

(b) Answers yes to the question "Do you have any physical or mental conditions or impairments that affect your ability to drive safely?";¶¶

(c) Answers yes to the question "Do you use alcohol, inhalants, or controlled substances to a degree that affects your ability to drive safely?"¶¶

(3) ~~A person~~ an applicant who is denied issuance or renewal of driving privileges or replacement of a driver license or driver permit under section (2) of this rule will be allowed to establish or reestablish eligibility by passing DMV examinations under ORS 807.070, by getting a determination of eligibility from the Medical Determination Officer under 807.090 or both, as determined by DMV. The requirement may be waived if DMV determines the ~~application was complete~~ safety questions under section (2)(a)-(c) were answered in error and the person applicant

is eligible for driving privileges.¶¶

(4) ~~Upon receipt of an application~~ Once an applicant has applied for a driver license or driver permit, DMV will make an inquiry to the ~~National Driver Register/Problem Driver Pointer System (NDR/PDPS) and the Commercial Driver License Information System (CDLIS)~~ NDR/PDPS, CDLIS and SPEX/S2S to determine if the applicant's driving privileges are suspended, revoked, canceled or otherwise not valid in any other jurisdiction.¶¶

(5) 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 ~~with the National Driver Register/Problem Driver Pointer System (NDR/PDPS) or the Commercial Driver License Information System (CDLIS)~~ to NDR/PDPS, CDLIS and SPEX/S2S indicates the applicant's driving privilege is not fully valid.¶¶

(6) DMV will not issue driving privileges to a person until ~~his or her~~ the person's driving privilege ~~is~~ is 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 a person whose ~~CDL~~ commercial driving privileges are not valid as long as the person's regular Class C or equivalent driving privileges are valid.¶¶

(7) DMV will not issue a driver license or driver permit to a person with a current, valid Oregon identification card (ID card). To become eligible, the person 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.¶¶

(8) A driver license issued to a person with a February 29 birth date expires:¶¶

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

(b) On ~~March 1~~ February 28 if the expiration year is not a leap year.¶¶

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

(10) After determining that ~~an~~ an applicant has met all requirements under this rule and in Oregon Laws 2018, chapter 60, section 3, DMV will issue to the applicant a limited term driver license or limited term driver permit that expires two years from the date of issuance and mail it to the address provided by the applicant at the time of application.¶¶

(11) After determining that an applicant has met all requirements under this rule and has provided proof of legal presence in the United States on a temporary basis, as described in OAR 735-062-0015(5), DMV will issue a limited term driver license or limited term driver permit and mail it to the address provided by the applicant at the time of the application. The expiration date of a limited term driver license or limited term driver permit is as described in ORS 807.130(3).¶¶

(12) DMV will issue a person who is a citizen of a country with a Compact of Free Association with the United States and who provides proof of legal presence as set forth in OAR 735-062-0015(4)(a), a driver license with an expiration date as described in ORS 807.130(1) or (2).

Statutory/Other Authority: ORS 184.619, 802.010, 807.021, 807.040, 807.050, 807.060, 807.120, 809.310, 807.050; ~~& Or laws 2018, ch. 60, sec. 3~~ egon Laws 20

Statutes/Other Implemented: ORS 807.021, 807.040, 807.060, 807.066, 807.130; ~~& Or~~ egon Laws 2018, ch. 60, sec. 3

AMEND: 735-062-0010

RULE SUMMARY: Amendment of OAR 735-062-0010 requires an applicant to surrender an identification card issued by another jurisdiction if applying for an identification card. An applicant, who has a February 29 birth date, will expire on February 28 if the expiration year is not a leap year. This proposed rule also eliminates the requirement for an applicant to personally apply for an identification card at a DMV field office and authorizes an applicant, applying for a Quit Driving ID card to be issued an identification card without submitting to the collection of biometric data.

CHANGES TO RULE:

735-062-0010

Identification Cards

- (1) Pursuant to ORS 807.400 and as provided in this rule, DMV will issue an identification card to a person who does not have a valid driver license.¶
- (2) A person applying for an identification card must:¶
 - (a) Satisfy all identification card requirements set forth in ORS 807.400 and 807.410, except as described under section (7) of this rule;¶
 - (b) Provide a verifiable SSN or proof that the person is not eligible for a SSN as provided in OAR 735-062-0005;¶
 - (c) Provide proof of legal presence as provided in OAR 735-062-0015;¶
 - (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;¶
 - (e) Provide proof of the person's identity and date of birth as provided in OAR 735-062-0020; and¶
 - (f) Provide proof of the person's residence address as provided in OAR 735-016-0070 and 735-062-0030.¶
- (3) Identification cards issued to persons for whom DMV has created an Oregon driving record will reflect the same number as that on the existing record.¶
- (4) An applicant in possession of a driver license or identification card issued by another jurisdiction must surrender that license or identification card to DMV before an identification card will be issued. The person must provide a statement to DMV if the person's license is lost, destroyed or the person no longer has the license in ~~his or her~~ the person's possession, and must agree that the license will be surrendered to DMV if found.¶
- (5) ~~Applicants for an identification card must personally apply at a DMV office to receive an identification card~~ Once an applicant has applied for an identification card, DMV will make an inquiry to SPEXS to determine if the applicant currently holds a driver license or identification card in another jurisdiction.¶
- (6) All identification cards must include a photograph of the cardholder.¶
- (7) DMV will waive the fee requirements set forth in ORS 807.410 for those persons applying for an identification card when:¶
 - (a) The person voluntarily surrenders an Oregon license or driver permit to DMV based upon the person's recognition that the person is no longer competent to drive; or¶
 - (b) The person's driving privileges are suspended under ORS 809.419(1) and the person voluntarily surrenders the person's license or driver permit to DMV.¶
- (8) An identification card issue to a person with a February 29 birth date expires:¶
 - (a) On February 29 if the expiration year is a leap year; or¶
 - (b) On ~~March 1~~ February 28 if the expiration year is not a leap year.¶
- (9) After determining that an applicant has met all requirements under this rule, DMV will issue the identification card and mail it to the address provided by the applicant at the time of application.¶
- (10) After determining that an applicant has met all requirements under this rule and in ~~Or~~ Oregon laws 2018, chapter 60, section 3, DMV will issue to the applicant a limited term identification card that expires two years from the date of issuance and mail it to the address provided by the applicant at the time of application.¶
- (11) After determining that an applicant has met all requirements under this rule and has provided proof of legal presence in the United States on a temporary basis, as described in OAR 735-062-0015(5), DMV will issue a limited term identification card and mail it to the address provided by the applicant at the time of the application. The expiration date of a limited term driver license or limited term driver permit is as described in ORS

807.130(3).¶¶

(12) DMV will issue a person who is a citizen of a country with a Compact of Free Association with the United States and who provides proof of legal presence as specified in OAR 735-062-0015(4)(a) an identification card with an expiration date as described in ORS 807.400(8).¶¶

(13) DMV may renew an identification card as provided in OAR 735-062-0090 or may do so using a previous photograph only as provided 735-062-0125.¶¶

(14) DMV may replace an identification card as provided in OAR 735-062-0110 or may do so using a previous photograph only as provided 735-062-0125.¶¶

(15) Notwithstanding section (2)(d) of this rule, an applicant applying for a Quit Driving Identification Card as described in OAR 735-062-0135 is not required to submit to the collection of biometric data for the purpose of establishing identity as provided in ORS 807.024 and OAR 735-062-0016.

Statutory/Other Authority: ORS 184.619, 802.010, 807.021, 807.040, 807.050, 807.400; ~~Or~~ Legon laws 2018, ch. 60, sec. 3

Statutes/Other Implemented: ORS 807.021, 807.022, 807.130, 807.400; ~~Or~~ Legon laws 2018, ch. 60, sec. 3

AMEND: 735-062-0013

RULE SUMMARY: Amendment of OAR 735-062-0013, to comply with American Association of Motor Vehicle Administrator (AAMVA) mandatory data element standards for card design, DMV will now record a person's eye color on the driver license, driver permit or identification card.

CHANGES TO RULE:

735-062-0013

Physical Description on Driver License, Driver Permit or Identification Card ¶¶

(1) An applicant for a driver license, driver permit or identification card must ~~complete a section of the application that provides for height, weight, sex, hair color and eye color~~ provide the applicant's height, weight, sex, hair color and eye color to DMV when applying for a driver license, driver permit or identification card.¶¶

(2) DMV captures in its records an applicant's height, weight, hair color, eye color and sex. Hair color ~~and eye color~~ areis contained within DMV records but does not appear on the driver license, driver permit or identification card.¶¶

(3) As required by ORS 807.110(1)(b), for purposes of identification, a brief description of the person to whom the driver license, driver permit or identification card is issued will appear on the front of the card. Those descriptors are:¶¶

(a) Height shown in feet and inches;¶¶

(b) Weight shown in pounds; and¶¶

(c) Sex shown as "M" for male, "F" for female or "X" for not-specified.¶¶

(4) Upon renewal or replacement, an applicant who wishes to change an identifier shown on the driver license, driver permit or identification card or contained in DMV records, must ~~make the change on~~ complete the application ~~and indicate with the desire to change the specified information.~~ An applicant must meet any other applicable requirement and pay any required fee for the renewal or replacement of a driver license, driver permit or identification card.

Statutory/Other Authority: ORS ~~184.616~~, 184.619, 802.010, & 807.110

Statutes/Other Implemented: ORS 802.200, 807.050, 807.110, 807.150, 807.160, 807.280, & 807.400

AMEND: 735-062-0135

RULE SUMMARY: Amendment of OAR 735-062-0135 consists of terminology amendments to align with statutory language.

CHANGES TO RULE:

735-062-0135

Voluntary Surrender of Driving Privileges ¶

A person may surrender all or part of the driving privileges granted to that person by the State of Oregon, through ~~the Driver and Motor Vehicle Services Division of the Department of Transportation (DMV)~~ DMV's Quit Driving Identification Card program. ¶

(1) To surrender all or part of a person's driving privileges, that person must sign a DMV form and must surrender to DMV any driver license or driver permit issued for the driving privilege. DMV will allow the person to surrender all driving privileges, or part of the driving privileges granted to that person under any class of driver license, endorsement or driver permit. ¶

(2) When driving privileges are surrendered, the driving privileges are immediately withdrawn and the person is no longer authorized to operate vehicles pursuant to those driving privileges. A person who surrenders all driving privileges may not exercise any driving privileges, except those granted by statute under ORS 807.020. A person who surrenders part of the person's driving privileges may exercise only those driving privileges retained. Operation of a vehicle on Oregon highways or premises open to the public without appropriate driving privileges is a violation of law under ORS 807.010. ¶

(3) In accordance with OAR 735-062-0010, DMV may issue an identification card to a person who has surrendered all driving privileges. ¶

(4) If the person surrenders all driving privileges and declares on DMV form 735-7206 that ~~the or she~~ person is no longer ~~able to safely operate~~ competent to drive a motor vehicle, DMV will rescind any suspension imposed under OAR 735-074-0140 or 735-076-0020. ¶

(5) A person may surrender only part of the driving privileges granted by DMV by canceling any endorsements or driver permits granted to the person. The person must specify those driving privileges the person seeks to surrender. A person who surrenders an endorsement must pay the renewal or replacement license fee for issuance of a license that reflects the driving privileges the person retains. ¶

(6) Surrender of driving privileges means the driving privileges are canceled as defined in ORS 801.175(2). When a voluntary surrender of driving privileges is accepted, DMV will cancel driving privileges without providing further notice or an opportunity for hearing to the person. The person's driving record will show that the driving privileges have been surrendered. ¶

(7) A person who seeks to regain surrendered driving privileges must reapply for the privileges and establish eligibility and qualification as provided by law, including payment of all required fees.

Statutory/Other Authority: ORS ~~184.616~~, 184.619, 802.010; & 809.419

Statutes/Other Implemented: ORS 802.010(1)(c); & 809.419