



PERMANENT ADMINISTRATIVE ORDER

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CHAPTER 333

OREGON HEALTH AUTHORITY PUBLIC HEALTH DIVISION

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RULES:

333-256-0000, 333-256-0005, 333-256-0010, 333-256-0020, 333-256-0030, 333-256-0040, 333-256-0050, 333-256-0060, 333-256-0070, 333-256-0080, 333-256-0090, 333-256-0100, 333-256-0110

ADOPT: 333-256-0000

RULE TITLE: Purpose

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0000 – This rule specifies that the purpose of these rules is to describe the requirements for licensing an organ transport vehicle and qualifications requirements for persons to be able to drive an organ transport vehicle.

RULE TEXT:

The purpose of OAR 333-256-0000 through 333-256-0140 is to describe the requirements for licensing organ transport vehicles and for persons who may drive organ transport vehicles.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0005

RULE TITLE: Definitions

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0005 – This rule identifies definitions.

RULE TEXT:

- (1) "Body part" means an organ, an eye, or tissue of a human being. The term does not include the whole body or blood.
- (2) "Emergency transportation" means urgent transport by vehicle when time sensitive delivery is necessary to maintain organ or tissue viability, including but not limited to visual or audio signals and privileges granted under ORS 820.300.
- (3) "Organ procurement organization" or "OPO" means an organization designated by the Secretary of the United States Department of Health and Human Services as an organ procurement organization.
- (4) "Organ transport vehicle" means any motor vehicle operated or contracted by an organ procurement organization used for the emergency transportation of body parts intended to be transplanted.
- (5) "These rules" means OAR 333-256-0000 through 333-256-0140.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0010

RULE TITLE: Application for Organ Transport Vehicle License

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0010 – This rule identifies the operative date when all organ transport vehicles operating in Oregon must comply with licensure requirement and describes the application process. Only an Organ Procurement Organization (OPO) may apply for a license and each application must include vehicle details and photos, documentation of required insurance, roster of authorized drivers, and evidence that the OPO is registered with the Oregon Health Authority. Vehicles must be clearly marked with the terms "Organ Transport" or "Organ Recovery." A separate license is required for each organ transport vehicle.

RULE TEXT:

(1) On or after January 1, 2027:

(a) An organ transport vehicle may not operate in this state unless it is licensed under these rules.

(b) No person may drive an organ transport vehicle that is not licensed under these rules.

(c) No person may drive an organ transport vehicle if they do not meet the requirements in OAR 333-256-0080.

(2) Only an organ procurement organization (OPO) may apply for and be issued an organ transport vehicle license.

(3) An application to license an organ transport vehicle must be submitted electronically in a manner prescribed by the Oregon Health Authority (Authority) and include the following:

(a) The name, mailing address, and physical location of the OPO applying for the organ transport vehicle license;

(b) The name, mailing address, and physical location of the person or organization that operates the organ transport vehicle, if not operated by the OPO;

(c) If the organ transport vehicle is not operated by the OPO, written attestation that a current, duly executed contract exists with the person or organization specified under subsection (3)(b) of this rule operating the organ transport vehicle;

(d) The description of the organ transport vehicle including:

(A) Make;

(B) Model;

(C) Year of manufacture;

(D) Vehicle identification number;

(E) Vehicle license plate number;

(F) Color; striping; lettering; and insignia name, monogram or other distinguishing characteristics. Note: The "Star of Life" is a federally registered certification mark owned by the National Highway Transportation Safety Administration and may not be used without express written permission which must be provided upon request.

(G) The term "Organ Transport" or "Organ Recovery" that is displayed on all sides of the vehicle;

(e) Photos of all sides of the organ transport vehicle showing the characteristics specified in paragraphs (3)(d)(F) and (G);

(f) A copy of the organ transport vehicle's current Department of Motor Vehicle registration;

(g) Proof of:

(A) General liability insurance in the amount of \$5,000,000;

(B) Automobile liability insurance in the amount of \$5,000,000; and

(C) Umbrella policy in the amount of \$2,000,000.

(h) The name and contact information for the principal contact person for the applicant receiving official communications from the Authority including a name, mailing address, telephone number and electronic mail address;

(i) A roster of all individuals the applicant has authorized to drive the organ transport vehicle;

(j) A copy of the applicant's registration with the Authority's Organ Procurement Organization, Tissue Bank, and Eye Bank Registry; and

(k) Any other information or documentation required by the application.

(4) An OPO must submit a separate complete application and separate license fee in accordance with OAR 333-256-

0065 for each organ transport vehicle.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0020

RULE TITLE: Review of Organ Transport Vehicle License Application

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0020 – This rule describes that in reviewing the application, the Oregon Health Authority (OHA) shall verify compliance with these rules and ORS 682.415. The rule further clarifies that the OHA may reject an application that is incomplete or that is not accompanied by the fee. The rule also specifies eligibility requirements for a license including registration with the OHA's Organ Procurement Organization, Tissue Bank and Eye Bank Registry, compliance with federal regulations, registration with the Oregon Secretary of State, evidence that the organ transport vehicle is clearly identified as an organ transport vehicle, and evidence of insurance requirements.

RULE TEXT:

- (1) In reviewing an application for an organ transport vehicle license, the Oregon Health Authority (Authority) shall verify compliance with ORS 682.415 and these rules.
- (2) The Authority may reject an application that is incomplete or that is not accompanied by required documents or the required fee.
- (3) To be eligible for an organ transport vehicle license, an applicant must:
 - (a) Submit a complete application and all required records in the form provided by the Authority.
 - (b) Submit the required license fee.
 - (c) Be currently:
 - (A) Registered with the Authority's, Organ Procurement Organization, Tissue Bank, and Eye Bank Registry in accordance with ORS 441.082 and OAR 333-080-0050.
 - (B) In compliance with 42 CFR 486, Subpart G.
 - (C) Registered with the Oregon Secretary of State business registry if the applicant is not an individual.
 - (d) Demonstrate that the organ transport vehicle to be licensed is clearly and identifiably marked on all sides of the vehicle as specified in OAR 333-256-0010; and
 - (e) Provide proof of commercial general liability insurance in the amount of \$5,000,000, automobile liability insurance in the amount of \$5,000,000 and an umbrella policy of \$2,000,000.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0030

RULE TITLE: Approval of Organ Transport Vehicle License Application

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0030 – The purpose of this rule is to identify requirements for approving a license application. Licenses must be displayed in the Organ Procurement Organization's (OPO's) main business office and stored in organ transport vehicles. Licenses are not transferable. The Oregon Health Authority may deny, suspend or revoke a license. The OPO must ensure that drivers meet the qualification requirements for the duration of the vehicle license and to qualify for renewal.

RULE TEXT:

- (1) The organ procurement organization (OPO) shall conspicuously display organ transport vehicle licenses in the main business office of the OPO and a copy of the license shall be stored in the organ transport vehicle.
- (2) An organ transport vehicle license shall be issued only to the OPO named in the application and shall not be transferable.
- (3) The Oregon Health Authority (Authority) may deny, suspend or revoke an organ transport vehicle license or place the license on probation if the licensee or vehicle has violated ORS 682.415 or these rules or no longer satisfies the requirements for licensure.
- (4) The Authority shall deny an organ transport vehicle license application if the applicant does not satisfy the requirements in OAR 333-256-0020(3).
- (5) An OPO must ensure that organ transport vehicles and their drivers continue to comply with the requirements and qualifications specified in ORS 682.415 and these rules for the duration of the vehicle license and to qualify for renewal.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0040

RULE TITLE: Expiration and Renewal of License

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0040 – This rule identifies that a license is valid for one year and the Organ Procurement Organization (OPO) must submit a renewal application at least 30 days for license expiration.

RULE TEXT:

(1) Each license to operate an organ transport vehicle:

(a) Shall be valid until December 31 of each year, unless sooner revoked or suspended.

(b) Shall expire on December 31 of the following year, if a license is applied for and issued between October 1 and December 31.

(2) If a license renewal is desired, the licensee must submit an application and renewal fee specified under OAR 333-256-0065 at least 30 days prior to the expiration date in a manner prescribed by the Oregon Health Authority.

(3) A licensee that fails to timely submit a complete renewal application and fee in accordance with section (2) of this rule is not eligible for license renewal and must submit an initial application in accordance with OAR 333-256-0010.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0050

RULE TITLE: Return or Surrender of License

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0050 – This rule specifies requirements of the Organ Procurement Organization (OPO) if the licensee ceases operations or terminates a contract with a person operating an organ transport vehicle. The Oregon Health Authority may refuse to accept the surrender of a license if the licensee is under investigation or there is a pending administrative action.

RULE TEXT:

(1) When a licensee ceases operations or terminates a contract or agreement with a person operating an organ transport vehicle, the licensee must:

- (a) Within 30 calendar days after or before ceasing transport or termination of the contract, provide notice of intent to return the organ transport vehicle licenses to the Oregon Health Authority (Authority);
- (b) Within 10 calendar days after ceasing transport or termination of the contract, the licensee must submit a statement to the Authority acknowledging that all organ transport vehicle licenses have been removed and destroyed on the final day of operation.

(2) The Authority may refuse to accept the surrender of an organ transport vehicle license if there is an investigation or pending administrative action.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0060

RULE TITLE: Fees

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0060 – Initial and renewal licensing fees are identified, and the rule specifies that fees are non-refundable.

RULE TEXT:

(1) An applicant for an organ transport vehicle shall submit the following fee with the complete application:

(a) Initial license fee - \$300.

(b) Renewal license fee - \$200.

(2) License fees are non-refundable.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0070

RULE TITLE: Licensee Requirements

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0070 – The purpose of this rule is to identify license eligibility requirements including specific policies that must be adopted, maintenance of current information, and reporting any changes of information to the Oregon Health Authority within 10 days of change.

RULE TEXT:

(1) To be eligible for an organ transport vehicle license, the applicant must develop and implement written policies that ensure compliance with these rules, including but not limited to the following:

(a) A policy to ensure that all individuals driving an organ transport vehicle licensed by the applicant or licensee meet, and continue to meet at all times, the requirements in OAR 333-256-0080;

(b) A policy to ensure that personnel records have written verification that all individuals driving an organ transport vehicle licensed or to be licensed by the applicant have a certified copy of driving records from the Oregon Driver and Motor Vehicle (DMV) Services Division, Automated Reporting Service (ARS) program or equivalent. If the driver has an out-of-state driver's license, the policy must ensure that an equivalent certified copy driving record is obtained from that state if available, and if not available, conduct an annual driving record check. The latest copy must be kept in the driver's personnel file.

(c) A policy to ensure that the organ transport vehicle licensed or to be licensed is maintained in safe working order and complies with ORS chapter 820 and the rules adopted thereunder;

(d) A policy to ensure organ preparation and transport complies with all requirements of 42 CFR 486.346; and

(e) A policy to ensure that if a licensed organ transport vehicle is involved in a collision, the applicant or licensee electronically submits a legible copy of the Driver and Motor Vehicles (DMV), Oregon Traffic Collision and Insurance Report to the Oregon Health Authority (Authority) within 10 business days of the collision on a form prescribed by the Authority.

(2) A licensee must maintain current information with the Authority for the primary point of contact at all times.

(3) A licensee must notify the Authority in writing of any changes to the information submitted with its application within 10 days of the change.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0080

RULE TITLE: Organ Transport Vehicle Driver Qualifications

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0080 – This rule specifies the vehicle driver requirements, which includes a definition for traffic offense. Drivers must be 25 years of age or older; hold a current driver's license; be a current, former or retired police officer, fire fighter, or emergency medical services (EMS) provider; have at least five years of experience operating a vehicle under emergency conditions; have no more than one traffic offense; and must have completed an emergency vehicle operator course meeting the criteria specified. Personnel files on drivers must be made available to the Oregon Health Authority upon request.

RULE TEXT:

(1) As used in this rule, "traffic offense" means any of the following offenses:

(a) Any violation of a traffic ordinance of a city, municipal or quasi-municipal corporation; or

(b) Any violation law for which a criminal or traffic violation penalty is provided in the vehicle code.

(2) A licensee may only permit an individual to drive a licensed organ transport vehicle if the individual:

(a) Is employed by or contracted with the licensee;

(b) Is 25 years of age or older;

(c) Holds a current, valid driver's license;

(d) Is a current, former, or retired police officer, fire fighter, or emergency medical services (EMS) provider;

(e) Has at least five years of experience operating an official police vehicle, fire department vehicle, or ambulance vehicle under emergency conditions;

(f) Does not have more than one traffic offense that was committed while driving a motor vehicle, in any three-year period, excluding parking violations; and

(g) Has completed an emergency vehicle operator's course of instruction that is approved by the Oregon Health Authority (Authority) and includes, but is not limited to:

(A) Maneuvering an emergency vehicle;

(B) Defensive driving techniques; and

(C) Methods and practices for crash prevention.

(3) A personnel file for each individual authorized to drive an organ transport vehicle that includes documentation that the driver meets the qualifications specified in these rules must be maintained by the licensee, or person or organization that operates the organ transport vehicle, if not the licensee. Personnel records must be made available to the Authority upon request.

(4) An individual must not drive an organ transport vehicle if they do not meet the requirements of this rule.

NOTE: Courses approved by the Authority are identified on the Authority's website at: <http://healthoregon.org/EMS>.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 682.415

ADOPT: 333-256-0090

RULE TITLE: Investigations

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0090 – This rule specifies that the Oregon Health Authority (OHA) may conduct an investigation and inspect organ transport vehicles and the OHA may require a licensee to participate in an investigation and provide necessary records.

RULE TEXT:

- (1) The Oregon Health Authority (Authority) may investigate and inspect organ transport vehicles prior to issuing a license or at any time while the vehicle is licensed.
- (2) The Authority may require a licensee to participate in an investigation and to provide records relevant to the Authority's investigation.
- (3) The Authority may require an applicant to provide information or records to authenticate or verify compliance with application or licensure requirements.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 431A.010, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 431A.010, ORS 682.415

ADOPT: 333-256-0100

RULE TITLE: Violations

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0100 – This rule identifies various actions that constitute a violation for both organ transport vehicles and drivers including providing false information, failing to cooperate with investigations, not maintaining vehicles safely, allowing unqualified drivers to operate, failing to follow required laws and federal standards, neglecting required collision reporting, and not complying with Oregon Health Authority orders.

RULE TEXT:

(1) In addition to non-compliance with any rules or laws that govern the operation of an organ transport vehicle, it is a violation for an applicant or licensee to:

- (a) Make a material omission or misrepresentation of facts on an application for a license or in response to an Oregon Health Authority (Authority) inquiry or investigation.
- (b) Refuse or fail to pay a civil penalty.
- (c) Fail to permit Authority staff access to a licensed organ transport vehicle to evaluate for compliance with these rules or fail to cooperate with an Authority investigation of licensee or applicant compliance with these rules, including but not limited to failing to timely provide requested records.
- (d) Permit an individual to drive an organ transport vehicle licensed by the applicant or licensee who does not meet at any time the requirements in OAR 333-256-0080.
- (e) Fail to ensure that an organ transport vehicle licensed by the applicant or licensee is maintained in a safe working order or fails to comply with ORS chapter 820 and the rule adopted thereunder.
- (f) Fail to ensure that individuals operating organ transport vehicles licensed or to be licensed by the applicant or licensee comply with ORS chapter 820 and rules adopted thereunder.
- (g) Fail to ensure organ preparation and transport complies with all requirements of 42 CFR 486.346.
- (h) Fail to timely electronically submit a legible copy of the Driver and Motor Vehicles (DMV), Oregon Traffic Collision and Insurance Report to the Authority after a licensed organ transport vehicle is involved in a collision.
- (i) Fail to comply with an Authority order applicable to the applicant or licensee.

(2) In addition to non-compliance with any rules or laws that govern the operation of an organ transport vehicle, it is a violation for an individual who drives an organ transport vehicle or intends to drive an organ transport vehicle to:

- (a) Make a material omission or misrepresentation of facts in response to an Authority inquiry or investigation.
- (b) Fail to comply with an Authority order applicable to the individual.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 431A.010, ORS 682.415

STATUTES/OTHER IMPLEMENTED: ORS 413.042, ORS 431A.010, ORS 682.415

ADOPT: 333-256-0110

RULE TITLE: Enforcement

NOTICE FILED DATE: 08/31/2026

RULE SUMMARY: Adopt OAR 333-256-0110 – This rule provides for enforcement measures and allows the Oregon Health Authority to deny, suspend, revoke or place a licensee on probation if the vehicle or licensee violates the prescribed rules or ORS 682.415. Civil penalties may be assessed up to \$5,000 per violation.

RULE TEXT:

- (1) The Oregon Health Authority (Authority) may deny, suspend or revoke an organ transport vehicle license or place the license on probation if the licensee or vehicle fails to comply with or commits a violation of these rules or ORS 682.415.
- (2) A person who violates ORS 682.415 is subject to the imposition of a civil penalty not to exceed \$5,000 per violation.
- (3) A person who violates these rules, an administrative order issued by the Authority, or settlement agreement entered with the Authority is subject to the imposition of a civil penalty not to exceed \$500 a day per violation.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 431A.010, ORS 682.415, ORS 682.991

STATUTES/OTHER IMPLEMENTED: ORS 431A.010, ORS 682.415, ORS 682.991