

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	10 - 0 - 0
Yeas:	Bailey, Bentz, Berger, Boone, Edwards D., Gilman, Kahl, Schaufler, Weidner, Beyer
Nays:	0
Exc.:	0
Prepared By:	Patrick Brennan, Administrator
Meeting Dates:	5/6, 5/13

WHAT THE MEASURE DOES: Clarifies the length of time that a limited term driver permit is valid. Eliminates renewal notification requirement for limited-term driver licenses, driver permits or identification cards valid for less than one year. Authorizes issuance of fictitious driver licenses and identification cards to undercover law enforcement.

ISSUES DISCUSSED:

- Limited-term driver license program
- Current notification requirements for expiring licenses
- Need to clarify law enforcement authority to confiscate invalid licenses

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Senate Bill 1080 (2008) stipulated that a license, permit, or identification card issued to persons with temporary status is only valid for the duration of their authorized stay or, if their length of stay is indeterminate, no longer than one year from the date of issuance. Current law makes no exception for driver permits with shorter expiration dates. For example, an instruction permit is valid for 24 months, a motorcycle instruction permit is valid for one year, and a student permit is valid up to 60 days past an applicant's 16th birthday. Senate Bill 128-A clarifies that limited-term permits are not valid longer than standard driver permits of the same type.

ORS 807.140 requires the Oregon Department of Transportation Driver and Motor Vehicles Division (DMV) to notify persons that their driver license or identification card is going to expire. DMV mails notices 60 days before the expiration date, but a limited-term card can be issued for a shorter period of time and expire before a renewal notice is mailed. Senate Bill 128-A removes the requirement to mail a renewal notice if the limited-term card is valid for one year or less.

DMV has issued fictitious driver licenses and identification cards to undercover law enforcement officials since 1977. There are a total of 394 fictitious licenses in the DMV system and when a card is no longer necessary, it is returned to DMV and cancelled. ORS 805.060 provides statutory authority for the issuance of undercover vehicle registration and license plates to law enforcement, but DMV has relied on general authority to issue fictitious licenses and identification cards. Senate Bill 128-A gives DMV the statutory authority to issue fictitious cards to undercover law enforcement personnel.

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This summary has not been adopted or officially endorsed by action of the committee.