

House Bill 2140

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Presession filed (at the request of Governor John A. Kitzhaber for Department of Transportation)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires person under 18 years of age who resides in Clackamas, Multnomah or Washington County to complete traffic safety education course prior to issuance of provisional driver license.
Becomes operative July 1, 2012.

A BILL FOR AN ACT

1
2 Relating to driver education; creating new provisions; and amending ORS 807.065.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 807.065 is amended to read:

5 807.065. (1) The Department of Transportation may not issue a driver license to a person who
6 is under 18 years of age unless the person:

7 (a) Complies with the requirements of ORS 807.040 and 807.066;

8 (b) Passes an examination designed to test the person's knowledge and understanding of safe
9 driving practices, in addition to any examination required under ORS 807.070;

10 (c) Has had, for at least six months prior to application for the license, an instruction driver
11 permit issued under ORS 807.280 or the equivalent of an instruction driver permit issued by another
12 state of the United States or by the District of Columbia;

13 (d) Certifies to the department that the person has had at least 50 hours of driving experience
14 during which the person was supervised by a person at least 21 years of age who has had a valid
15 driver license for at least three years; and

16 *[(e) Completes a traffic safety education course that meets standards developed by the department*
17 *under ORS 802.345. In lieu of completion of a traffic safety education course, a person may certify to*
18 *the department that the person has had at least 50 hours of driving experience during which the person*
19 *was supervised by a person at least 21 years of age who has had a valid driver license for at least*
20 *three years, in addition to the 50 hours required by paragraph (d) of this subsection.]*

21 **(e)(A) If the person is a resident of Clackamas, Multnomah or Washington County,**
22 **completes a traffic safety education course that meets standards developed by the depart-**
23 **ment under ORS 802.345; or**

24 **(B) If the person is a resident of any county other than Clackamas, Multnomah or**
25 **Washington County, completes a traffic safety education course that meets standards de-**
26 **veloped by the department under ORS 802.345 or certifies to the department that the person**
27 **has had at least 50 hours of driving experience during which the person was supervised by**
28 **a person at least 21 years of age who has had a valid driver license for at least three years,**
29 **in addition to the 50 hours required by paragraph (d) of this subsection.**

30 (2) A person under 18 years of age need not comply with the requirements of subsection (1)(c),

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 (d) and (e) of this section if the person has been issued a driver license by another state and sur-
2 renders that license in order to get an Oregon license.

3 (3) If the person takes but does not pass a test that consists of an actual demonstration of
4 driving ability under ORS 807.070, the department may not allow the person to perform the demon-
5 stration again until the person has had an instruction permit issued pursuant to ORS 807.280 for a
6 period of not less than one month.

7 (4) A driver license issued pursuant to this section shall be a provisional driver license.

8 (5) The department shall prominently identify each driver license issued pursuant to this section
9 as a provisional driver license.

10 **SECTION 2. The amendments to ORS 807.065 by section 1 of this 2011 Act become oper-**
11 **ative on July 1, 2012.**

12 **SECTION 3. The Department of Transportation may take any action before the operative**
13 **date specified in section 2 of this 2011 Act that is necessary for the department to exercise,**
14 **on and after the operative date specified in section 2 of this 2011 Act, all of the duties,**
15 **functions and powers conferred on the department by the amendments to ORS 807.065 by**
16 **section 1 of this 2011 Act.**

17 **SECTION 4. The amendments to ORS 807.065 by section 1 of this 2011 Act apply to pro-**
18 **visional driver licenses issued on or after July 1, 2012.**

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