



# Oregon

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**DATE:** April 5, 2017

**TO:** Senate Committee on Judiciary

**FROM:** Amy Joyce, Legislative Liaison

**SUBJECT:** SB 498, ignition interlock device requirements

## INTRODUCTION

SB 498 requires that DMV must verify installation of an ignition interlock device before reinstating a driver license after a DUII conviction.

## DISCUSSION

Under current law, a person convicted of DUII has their driver license suspended for one or three years depending on prior convictions. After that suspension period the person is required to install an ignition interlock device (IID). If the person does not, they automatically are suspended for failure to install the IID. That suspension lasts one, two, or five years (depending on prior convictions), or until the IID is installed, whichever comes first. For those who do not install an IID, at the conclusion of that number of years the driver license suspension ends and, until they come into DMV to reinstate, the person has no valid driving privileges. However, the requirement to only operate a vehicle with an IID in place remains indefinitely until the person proves they installed an IID and have 90 days with no negative reports (test violation, tampering, or removal).

Under current law, a person whose suspension has ended may apply to DMV and receive reinstatement of driving privileges without demonstrating they have installed an IID. SB 498 changes that, requiring a person to show they have installed an IID in such cases before DMV may reinstate privileges.

## SUMMARY

The bill adds a requirement prior to license reinstatement for those who must install an IID after a DUII conviction.