

Secretary of State
Certificate and Order for Filing
TEMPORARY ADMINISTRATIVE RULES
A Statement of Need and Justification accompanies this form.

I certify that the attached copies* are true, full and correct copies of the TEMPORARY Rules(s) adopted on December 12, 2007 by the
Date prior to or same as filing date.

Oregon Department of Transportation, Driver and Motor Vehicle Services Division 735
Agency and Division Administrative Rules Chapter Number

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to become effective January 1, 2008 through June 27, 2008
Date upon filing or later A maximum of 180 days including the effective date.

RULE CAPTION

Eligibility Requirements and Procedures for the Issuance of Veterans' Recognition Registration Plates
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

List each rule number separately, 000-000-0000.

ADOPT: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

AMEND: 735-040-0040, 735-040-0050, 735-040-0080, 735-040-0090 and 735-040-0100

SUSPEND:

ORS 184.616, 184.619, 802.010, 803.535, 805.200, and Ch. 564, OL 2007 None
Stats. Auth. Other Authority

ORS 803.415, 803.420, 803.530, 803.535, 805.200, and Ch. 564, OL 2007
Stats. Implemented

RULE SUMMARY

New statutory provisions direct DMV to establish a program for veteran recognition registration plates and determine: 1) qualifications for veteran groups to become eligible for recognition plates; 2) when DMV may cease to issue recognition plates; 3) what constitutes proof of veteran status, and 4) what constitutes proof that a person is a surviving family member of a person killed in action and therefore qualified for special veteran recognition plates that include a gold star decal and the words "Gold Star Family." The temporary amendment of DMV's special group registration plate rules implements the requirements of Chapter 564, OL 2007.

Authorized Signer Tom McClellan _____
Printed name Date

*With this original and Statement of Need, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules.

Secretary of State
STATEMENT OF NEED AND JUSTIFICATION
A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon Department of Transportation, Driver and Motor Vehicle Services Division
Agency and Division

735
Administrative Rules Chapter Number

In the Matter of the Temporary Amendment of OAR 735-040-0040, 735-040-0050, 735-040-0080, 735-040-0090 and 735-040-0100, Relating to Veterans' Recognition Registration Plates

Rule Caption: Eligibility Requirements and Procedures for the Issuance of Veterans' Recognition Registration Plates

Statutory Authority: ORS 184.616, 184.619, 802.010, 803.535, 805.200, and Chapter 564, Or. Laws 2007

Other Authority: None.

Statutes Implemented: ORS 803.415, 803.420, 803.530, 803.535, 805.200, and Chapter 564, Or. Laws 2007

Need for the Temporary Rule(s): This temporary rulemaking is needed to implement legislation enacted by the 2007 Legislative Assembly.

Chapter 564, Or. Laws 2007 deletes from existing law the provisions and requirements for group registration plates issued to benefit qualified veterans organizations and creates new statutory provisions directing DMV to establish a program for the issuance of veterans' recognition registration plates. Part of that directive requires DMV to adopt rules to establish: (1) General qualifications for veterans' groups that wish to become eligible for veterans' recognition registration plates; (2) When DMV may cease to issue veterans' recognition registration plates; (3) What constitutes proof of veteran status for the issuance of veterans' recognition registration plates, and (4) What constitutes proof that a person is a surviving family member of a person killed in action during an armed conflict while serving in the Armed Forces of the United States in order to qualify for special veterans' recognition registration plates that include a gold star decal and the words "Gold Star Family." These law changes require DMV to amend its special group registration plate rules to conform to the law changes.

The temporary amendment of OAR 735-040-0040, 735-040-0050, 735-040-0080, 735-040-0090 and 735-040-0100, adds new provisions to DMV's special group registration plate rules to implement the requirements of Chapter 564, Or. Laws 2007. Additional changes to language within the amended text are made for purposes of clarity.

Documents Relied Upon, and where they are available: Chapter 564, Or. Laws 2007. To request a copy of the document, please contact David Eyerly at 503-945-5243. Alternatively, the document is available electronically at: <http://www.leg.state.or.us>

Justification of Temporary Rule(s): The adoption of these temporary rules is necessary to bring DMV's special group registration plate rules into compliance with statutory amendments made by the enactment of Chapter 564, Or. Laws 2007, which becomes effective on January 1, 2008. DMV intends to permanently amend these rules; however, there is not sufficient time to complete the permanent rulemaking process to coincide with the effective date of the Act.

DMV finds that its failure to act promptly will result in the untimely amendment of OAR 735-040-0040, 735-040-0050, 735-040-0080, 735-040-0090 and 735-040-0100, respectively, which is required to implement Chapter 564, Or. Laws 2007. Failure to act immediately will result in the untimely and possibly confusing implementation of these legislative changes.

Authorized Signer

Tom McClellan
Printed name

Date