

735-062-0050

Eyesight Check Content and Standards

(1) The Driver and Motor Vehicle Services Division of the Department of Transportation (DMV) will check the following items when testing the eyesight of an applicant for a driver permit or driver license:

- (a) Acuity; and
- (b) Field of vision.

(2) To qualify for driving privileges, a person must meet the following eyesight standards:

(a) Acuity: The person must have a visual acuity level of 20/70 or better when looking through both eyes (or one eye if the person has usable vision in only one eye). A person with usable vision in both eyes will meet the standard if the visual acuity level in one eye is worse than 20/70 so long as the visual acuity level in the other eye is 20/70 or better;

(b) Field of vision: The person must have a field of vision of at least 110 degrees; and

(c) Daylight driving only: DMV will restrict the person's driving privileges to daylight driving only, if the person's best eye is worse than 20/40 and no worse than 20/70, unless in the written opinion of a licensed vision specialist (ophthalmologist, oculist, or optometrist), the person's driving should not be restricted. DMV will restrict a person whose vision is 20/40 or better to daylight driving only unless in the written opinion of a licensed vision specialist such restriction is warranted.

(3) DMV may issue a driver permit or driver license only to a person who meets the standards in Section (2) of this rule except as described in sections (4) and (5) of this rule.

(4) A person may meet the eyesight standards with the use of a corrective lens or lenses. When a person must use a corrective lens or corrective lenses to meet the eyesight standards, DMV will restrict the person to driving only when wearing corrective lenses. DMV may authorize a person to use a bioptic telescopic lens on a corrective lens, as defined in OAR 735-062-0310(1), if when looking through the carrier lens and not the telescopic device, the person meets the eyesight standards set forth in section (2) of this rule.

(5) A person who has a limited vision condition as described in Section 3, Chapter 277, Oregon Laws 2003, may be eligible for restricted driving privileges as set forth in OAR 735-062-0300 through 735-062-0390.

Stat. Auth.: ORS 184.616, 184.619, 802.020 & 807.070

Stats. Implemented: ORS 807.070

735-062-0320

Special Limited Vision Condition Learner's Permit

(1) DMV will issue a special limited vision condition learner's permit when:

(a) An applicant has submitted a report from a licensed vision specialist certifying that the person meets the visual standards set forth in Section 3, Chapter 277, Oregon Laws 2003, has been fitted with a bioptic telescopic lens mounted on or above a carrier lens, and would be aided by using a bioptic telescopic lens when operating a motor vehicle;

- (b) An applicant submits proof to DMV that the person has been accepted and has enrolled in a rehabilitation training program with a specialist certified by DMV to train persons with a limited vision condition using a bioptic telescopic lens to drive;
 - (c) An applicant has passed the knowledge test required under ORS 807.070(2); and
 - (d) An applicant pays a \$13 fee, as required by ORS 807.370(27).
- (2) The special limited vision condition learner's permit will:
- (a) Be valid for six months;
 - (b) Be in the form of a letter rather than a laminated card with picture;
 - (c) Specify that the applicant may only drive when accompanied by the specialist(s) named on the permit;
 - (d) Include the following restrictions:
 - (A) Driving during daylight hours only; and
 - (B) The person must wear a bioptic telescopic lens device while driving.
 - (e) Be mailed to the rehabilitation training program with which the applicant has enrolled.
- (3) If a person discontinues the required training or fails to make satisfactory progress toward a Certificate of Competency, the specialist must notify DMV immediately with a recommendation to terminate or extend the person's training program.
- (4) If the specialist's recommendation is to terminate the applicant's training program or the applicant withdraws from the program, DMV will cancel the special limited vision condition learner's permit issued to the applicant. If the permit is cancelled, the applicant must reapply for a new permit and satisfy all the requirements set forth in section (1) of this rule. Knowledge test scores remain valid for two years.
- (5) If the specialist's recommendation is to extend the applicant's training program, DMV will re-issue a special limited vision condition learner's permit for an additional six-month period if the applicant provides proof of continued enrollment in a rehabilitation training program, as set forth in subsection (1)(b) of this rule, and pays a \$13 fee.
- (6) A copy of the special limited condition learner's permit must be kept in the applicant's file at the school offering the rehabilitation training program.

Stat. Auth.: ORS 184.616, 184.619; 802.010; Sec. 5, Ch. 277. OL 2003 and Ch. 588, OL 2007
Stat. Implemented: Ch. 277, OL 2003 and Ch. 588, OL 2007

735-062-0330

Training Program for the Use of Bioptic Telescopic Lenses to Drive

(1) The training program for a person issued a special limited vision condition learner's permit may consist of three parts: theoretical instruction; practical training in critical object or condition awareness skills and use of a bioptic telescopic device; and behind-the-wheel training while using a bioptic telescopic lens. The amount of training required is dependent upon the person's skill and will vary with driving experience and other factors. The specialist may determine which type of training is necessary and the number of hours required for each type, but except as provided in section (2) of this rule, must provide a minimum of six hours of practical training

and 15 hours of behind-the-wheel training while using a bioptic telescopic lens to all limited vision condition drivers. No behind-the-wheel training can be conducted prior to the rehabilitation training program receiving the person's special limited vision condition learner's permit from DMV in the mail.

(2) Notwithstanding the minimum training requirements set forth in section (1) of this rule, a person who has never been issued a driver license must be provided a minimum of 30 hours theoretical training, six hours of practical training and 24 hours of behind-the-wheel training.

(3) Theoretical instruction may include but not be limited to the following:

(a) Subject matter contained in the Oregon Driver's Manual;

(b) Safe driving practices and traffic laws;

(c) The "Search, Identify, Predict, Decide, Execute" (SIPDE) approach to perceptive driving;

(d) Signs, signals, highway markings, and highway design features required for the safe operation of a motor vehicle;

(e) Driving emergencies such as brake or tire failure, skidding, stuck accelerator, and running off the roadway;

(f) Potential crash locations and situations such as intersections, hydroplaning, railroad crossing, multiple vehicle types in the traffic mix, and pedestrian traffic;

(g) Occupant restraint usage;

(h) Speeding as a major contributing factor in vehicle crashes; and

(i) Driver responsibility and accident reporting.

(4) Practical training must include, but not be limited to, passenger-in-car training that reinforces defensive driving skills, use of mirrors and blind spot checks, critical object or condition awareness (roadway characteristics, traffic control devices and other road users), proper and appropriate use of the bioptic telescopic lens system, and hazard perception skills. By the end of training the person will need to demonstrate the ability to change fixation in and out of his or her bioptic telescope effectively in one to two seconds or less per fixation, under stationery and dynamic conditions.

(5) Behind-the-wheel training must include demonstration, instruction and practice while using a bioptic telescopic lens, consisting of:

(a) Stopping;

(b) Starting;

(c) Recognizing and responding appropriately to traffic control devices, roadway markings, pedestrians, vehicles and other changes in the driving environment;

(d) Lane position;

(e) Controlling speed;

(f) Managing space around the vehicle by adjusting speed and position to avoid conflicts and reduce risk;

(g) Turning, including right and left turns at protected and unprotected intersections;

- (h) Backing;
 - (i) Parking;
 - (j) How to enter, use and exit different types of intersections;
 - (k) Safe and courteous driving behavior;
 - (l) Driving in residential, business, light and heavy traffic situations; and
 - (m) Dealing with the unexpected - road construction, emergency vehicles, etc.
- (6) In addition to the training described in sections (4) and (5) of this rule, practical and behind-the-wheel training may include a nighttime driving training program. A nighttime program must consist of at least two hours of behind-the-wheel training after dark in both well lit and poorly lit areas and on varying types of roadways, such as city streets, residential streets, highways and country roads, while using a bioptic telescopic lens.
- (7) No behind-the-wheel nighttime driving training may be conducted prior to the rehabilitation training program receiving the following from DMV:
- (a) A special limited vision condition learner's permit without a driving during daylight hours only restriction, as described in OAR 735-062-0390(1); or
 - (b) A modified restriction letter allowing the person to drive at night with a rehabilitation training specialist, as described in OAR 735-062-0390(2).
- (8) To successfully complete a nighttime driving training program, the rehabilitation specialist providing the training must certify the person is able to safely operate a motor vehicle at night while using a bioptic telescopic lens.

Stat. Auth.: ORS 184.616, 184.619 and Sec. 5, Ch. 277. OL 2003
Stat. Implemented: Ch. 277, OL 2003

735-062-0380

Issuance of a Permit or Driver License to a Person with a Limited Vision Condition

When a person with a limited vision condition has successfully completed a rehabilitation training program as described in OAR 735-062-0320(1)(b), and has received a certificate of competency from the specialist who conducted the person's training, the person may apply to DMV for an instruction permit or a driver license. To obtain an instruction permit or driver license, the person must meet all applicable requirements, except the eyesight check described in OAR 735-062-0050.

- (1) To be issued a driver license, the person must successfully pass the drive test described in OAR 735-062-0070 and pay all required fees.
- (2) DMV will issue a restricted driver license or instruction permit to a person with a limited vision condition as follows:
 - (a) Driving during daylight hours only, except as provided in OAR 735-062-0390; and
 - (b) The person must wear a bioptic telescopic lens device while driving.
- (3) An instruction permit allows the person to operate a motor vehicle only when accompanied by a licensed driver at least 21 years of age.

Stat. Auth.: ORS 184.616, 184.619; 802.010; Sec. 5, Ch. 277. OL 2003 and Ch. 588, OL 2007
Stat. Implemented: Ch. 277, OL 2003 and Ch. 588, OL 2007

735-062-0390

Driving Privileges without a Daylight Hours Restriction for Persons with a Limited Vision Condition

(1) When an applicant meets the requirements in OAR 735-062-0320 for a special limited vision condition learner's permit, DMV will issue the special limited vision condition learner's permit without a driving during daylight hours only restriction, if the applicant also submits:

(a) A report from a licensed vision specialist certifying that the person's vision condition will allow the person to safely operate a motor vehicle at night; and

(b) Proof of enrollment in a nighttime driving training program as described in OAR 735-062-0330(6).

(2) To participate in behind-the-wheel nighttime driving training, a person with a special limited vision condition learner's permit, an instruction permit or a driver license that has a driving during daylight hours only restriction must provide DMV with the name of the rehabilitation specialist and date(s) of the nighttime training, and a report from a licensed vision specialist certifying that the person's vision condition will allow the person to safely operate a motor vehicle at night. If the person qualifies, DMV will send a modified restriction letter to the rehabilitation training specialist to allow the person to drive during nighttime training.

(3) DMV may issue an instruction permit or regular driver license without a driving during daylight hours only restriction to a person with a limited vision condition, or may remove the restriction from the person's driving privileges if the person submits to DMV:

(a) A report from a licensed vision specialist certifying that the person's vision condition will allow the person to safely operate a motor vehicle at night. If this report also certifies that the person's vision meets the vision requirements under section 3, Chapter 277, Oregon Laws 2003, no other vision report will be required for two years; and

(b) A certificate issued by a rehabilitation training specialist certifying that the person has completed a nighttime driving training program as described in OAR 735-062-0330(6) and can safely operate a motor vehicle at night.

(4) If DMV has issued an instruction permit without a daylight only restriction to a person who later qualifies for a driver license, that license will be issued without a daylight only restriction as well.

Stat. Auth.: ORS 184.616, 184.619; 802.010; Sec. 5, Ch. 277. OL 2003 and Ch. 588, OL 2007
Stat. Implemented: Ch. 277, OL 2003 and Ch. 588, OL 2007