

Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rules(s) adopted on February 18, 2009 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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Rules Coordinator

Address

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to become effective

upon filing

Date upon filing or later

Rulemaking Notice was published in the

January 2009

Month and Year

*Oregon Bulletin.***

RULE CAPTION

Clarifying when DMV Will Waive a Knowledge or Drive Test for a Motorcycle Endorsement

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: 735-062-0078

AMEND: 735-062-0040, 735-062-0080 and 735-062-0140

REPEAL:

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

AMEND & RENUMBER: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ORS 184.616, 184.619, 802.010, 802.200, 802.540, 807.070, 807.072, 807.080, 807.170 and 807.175

Stats. Auth.

None

Other Authority

ORS 807.070, 807.072, 807.080, 807.170, 807.175, 807.530 and 809.310

Stats. Implemented

RULE SUMMARY

ORS 807.072(1) allows DMV to waive a knowledge test required under ORS 807.070(2), by rule, if the department receives proof that the examination is given in conjunction with a motorcycle rider education course established under ORS 802.320. DMV adopted OAR 735-062-0078 to specify when DMV may waive the knowledge test required for a motorcycle endorsement if the applicant presents a course completion card from a motorcycle rider education course established under ORS 802.320.

DMV amended OAR 735-062-0040 to clarify that a knowledge test may also be required for an endorsement, such as a motorcycle endorsement. DMV amended OAR 735-062-0080 to specify that DMV may waive the motorcycle skills test only for an applicant 21 years of age or older if the applicant has a motorcycle endorsement issued by another jurisdiction. This clarification is needed as ORS 807.175 requires a person under 21 years of age to successfully complete a motorcycle rider education course established by the department under ORS 802.320. Other changes are made for clarity.

Authorized Signer

Thomas L. McClellan

Printed Name

Date

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

** The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00 pm on the preceding workday.