

SENATE AMENDMENTS TO SENATE BILL 76

By COMMITTEE ON TRANSPORTATION

March 29

1 On page 1 of the printed bill, delete lines 4 through 30 and delete page 2 and insert:

2 “**SECTION 1.** ORS 807.060 is amended to read:

3 “807.060. The Department of Transportation [*shall*] **may** not grant driving privileges to a person
4 under a license if the person is not eligible under this section. The following are not eligible for a
5 license:

6 “(1) A person under 16 years of age.

7 “(2)(a) A person under 18 years of age who is not an emancipated minor unless the application
8 of the person is signed by the person’s mother, father or **legal** guardian [*or, if the person has no fa-*
9 *ther, mother or guardian, by the person’s employer*]. A person who signs an application under this
10 paragraph may have the driving privileges canceled as provided under ORS 809.320.

11 “(b) A person under 18 years of age who does not meet the requirements of ORS 807.065.

12 “(3) Notwithstanding subsection (2) of this section, a person under 18 years of age is not eligible
13 for a commercial driver license.

14 “(4) A person that the department determines has a problem condition involving alcohol,
15 inhalants or controlled substances as described under ORS 813.040.

16 “(5) A person the department reasonably believes is subject to any condition which brings about
17 momentary or prolonged lapses of consciousness or control that is or may become chronic.

18 “(6) A person the department reasonably believes has a physical or mental disability or disease
19 serving to prevent the person from exercising reasonable and ordinary control over a motor vehicle
20 while operating it upon the highways.

21 “(7) A person the department reasonably believes is unable to understand highway signs that
22 warn, regulate or direct traffic.

23 “(8) A person who is required to make future responsibility filings but has not made filings as
24 required.

25 “(9) A person who cannot be issued a license under the Driver License Compact under ORS
26 802.540.

27 “(10) A person who is not subject to the Driver License Compact under ORS 802.540 but whose
28 driving privileges are currently under suspension or revocation in any other state upon grounds
29 which, if committed in this state, would be grounds for the suspension or revocation of the driving
30 privileges of the person.

31 “(11) A person who has been declared a habitual offender under ORS 809.640. A person declared
32 not eligible to be licensed under this subsection may become eligible by having eligibility restored
33 under ORS 809.640.

34 “(12) A person whose driving privileges are canceled in this state under ORS 809.310 until the
35 person is eligible under ORS 809.310.

1 “(13) A person while the person’s driving privileges are revoked in this state.

2 “(14) A person during a period when the person’s driving privileges are suspended in this state.

3 “(15) A person who holds a current out-of-state license or driver permit or a valid Oregon li-
4 cense or driver permit. A person who is not eligible under this subsection may become eligible by
5 surrendering the license, driver permit or out-of-state license or driver permit to the department
6 before issuance of the license. Nothing in this subsection authorizes a person to continue to operate
7 a motor vehicle on the basis of an out-of-state license or permit if the person is required by ORS
8 807.062 to obtain an Oregon license or permit.

9 “(16) A person who has not complied with the requirements and responsibilities created by ci-
10 tation for or conviction of a traffic offense in another jurisdiction if an agreement under ORS
11 802.530 authorizes the department to withhold issuance of a license.

12 “**SECTION 2.** ORS 809.320 is amended to read:

13 “809.320. (1) If an applicant for driving privileges must have a parent[,] **or legal** guardian [*or*
14 *employer*] sign the application before the person qualifies under ORS 807.060, that parent[,] **or legal**
15 guardian [*or employer*] who has signed the application may thereafter file with the Department of
16 Transportation a written request that the driving privileges of the person so granted be canceled.

17 “(2) The department shall cancel the driving privileges of a person upon written request under
18 this section if the person is under 18 years of age.”.

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