

Guidance for Determining the Applicability of the New Vehicle Rule

The following document is to be used as an aid in determining whether a vehicle that is to be used to transport child care children is subject to restrictions as stated in the new vehicle rule for Certified Centers, Certified Family, Registered Family and Regulated Subsidy child care programs.

Under any circumstances, when child care children are being transported, the vehicles must be properly maintained, meet all local, state and federal requirements and the driver shall be properly trained and hold a valid driver's license.

Question 1: Was the vehicle built in 2010 or later? [2010, 2011, 2012, etc.]

YES: The vehicle may be used without the 50 mph speed restriction or annual safety inspections. It does not matter what type of vehicle it is, if it was built in 2010 or later.

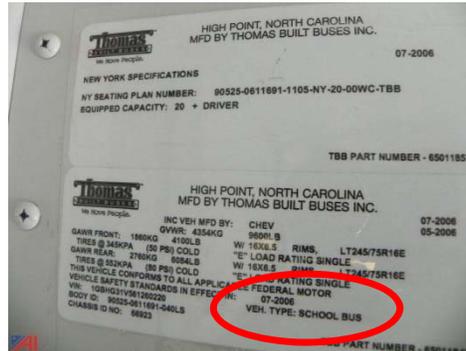
NO: Proceed to Question 2.

Question 2: The vehicle was built before 2010. Is the vehicle a school bus or a multi-function school activity bus (MFSAB)?

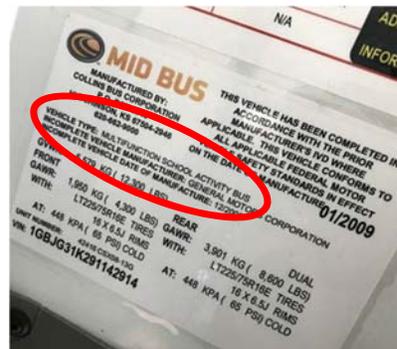
YES: The vehicle may be used without the 50 mph speed restriction or annual safety inspections. These vehicle types can be identified by the vehicle identification tag.

NO: Proceed to Question 3.

School Bus



Multi-Function School Activity Bus



Question 3: The vehicle was built before 2010. Was the vehicle built to carry fewer than ten passengers?

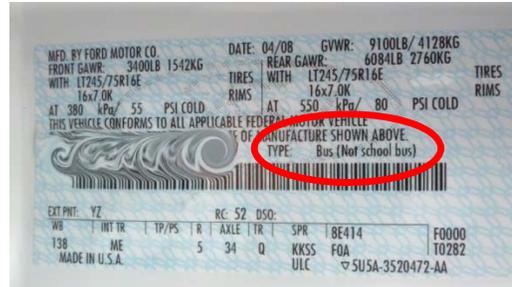
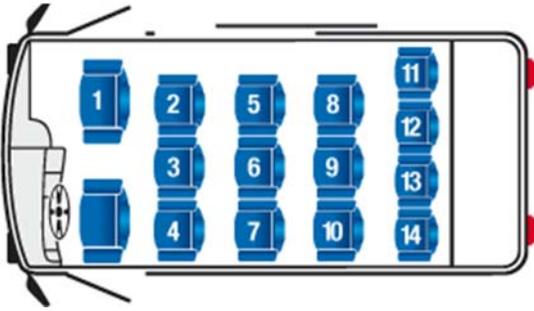
YES: The vehicle may be used without the 50 mph speed restriction or annual safety inspections. These vehicle types can be identified by the vehicle identification tag.

NO: Proceed to Question 4.

Question 4: The vehicle was built before 2010. Was the vehicle built to carry ten or more passengers?

These vehicles are designated as a type “bus”.

YES: The vehicle may not exceed 50 mph and must have annual safety inspections. These vehicle types can be identified by the number of seat spots and by the vehicle identification tag.



Summary

If the vehicle:

1. Was built before 2010; and
2. Was built to carry ten or more passengers; and
3. Is not a school bus or a multi-function school activity bus;

It must not exceed 50 mph and must have annual safety inspections.

Frequently Asked Questions

1. Why is the year 2010 important?

Starting with vehicles manufactured in 2010, the National Highway Traffic Safety Administration introduced tougher safety testing and more rigorous 5-Star Safety Ratings that provide more information about safety feature performance and crash avoidance technologies. Also, in 2010, a new safety feature, the Electronic Stability Control (ESC) became a required feature on vehicles.

2. Why is a 50 mph restriction important?

Research data collected from testing and actual vehicle crashes demonstrated that the odds of a vehicle rollover in the event of an accident where the vehicle is travelling over 50 mph are about five times greater than for accidents that occur under 50 mph. This is especially true for vehicles that don't have the Electronic Stability Control technology installed (vehicles built prior to 2010) and that were built to carry ten or more passengers (excluding school buses and multi-function school activity buses).

3. Why are school buses and multi-function school activity buses considered safer than other vehicles that are designed to carry ten or more people?

School buses and multi-function school activity buses are built to meet very stringent safety requirements. Considerations like wheel base width, chassis length, vehicle load dispersment and structural supports are all held to stricter safety standards than other types of vehicles. School buses are designed to be highly visible and include safety features such as increased structural integrity, protective seating, high crush standards, passenger compartmentalization and rollover protection features. Multi-function school activity buses are built to the same safety standards as regular school buses, but do not have the external safety features as a school bus, such as extendable stop sign or flashing lights.

4. Won't travelling at 50 mph on roads that have higher speed limits cause a potential safety hazard?

Oregon roads that allow for speed limits in excess of 50 mph, typically have multiple lanes of travel, allowing for slower vehicles to remain in the far right lanes so that faster vehicles can safely pass.

Please contact your Licensing Specialist if you have any questions.

Rule language:

The following vehicles may be used to transport child care children:

- (a) A vehicle manufactured to carry fewer than ten passengers;
- (b) A school bus or a multi-function school activity bus;
- (c) A vehicle manufactured to carry ten or more passengers that was manufactured in 2010 or after; or
- (d) A vehicle manufactured to carry ten or more passengers that was manufactured before 2010, with the following conditions:
 - (A) Travel speed may not exceed 50 mph; and
 - (B) The vehicle must have an annual safety inspection by a garage, dealership or auto repair shop. Proof of inspection must be on the form provided by the Early Learning Division or on a form provided by the inspector which contains the same information.