



DEPARTMENT OF THE ARMY  
INSTALLATION MANAGEMENT COMMAND PACIFIC  
HEADQUARTERS, UNITED STATES ARMY GARRISON-DAEGU  
UNIT #15746  
APO AP 96218-5746

AMIM-DAG-ZA (190-5)

22 SEP 2021

MEMORANDUM FOR ALL PERSONNEL ASSIGNED TO UNITED STATES ARMY  
GARRISON (USAG) DAEGU AND AREA IV

SUBJECT: United States Army Garrison (USAG) Daegu Policy Letter #21-40, on  
Driving Privileges, Suspensions, and Revocations

1. REFERENCES:

- a. AR 190-5, Motor Vehicle Traffic Supervision, dated 22 May 2006
- b. USFK Regulation 190-1, Motor Vehicle Traffic Supervision, dated 10 May 2012

2. PURPOSE: This policy sets responsibilities and procedures for suspension and revocation of driving privileges in Area IV.

3. APPLICABILITY: This memorandum applies to all Soldiers, Family Members, DA Civilians, Retirees, and Contractors who possess a U.S. Government driver's license OF 346, USFK Driver's license or vehicle registration issued by a USAG Daegu licensing or registration agency of U.S. Government.

4. GENERAL: This policy is punitive in nature and violation(s) of the provisions herein may subject military personnel to disciplinary and/or administrative actions. Family members, civilians, contractors, and visitors who do not comply with this policy may be subject to administrative actions or sanctions. The Garrison Commander of USAG Daegu withholds driving privilege suspension and revocation authority. This authority, however, may be further delegated down to the Deputy to the Garrison Commander (DGC) IAW USFK Reg. 190-1.

5. SAFE DRIVING:

a. Safe driving is a priority for all leaders in Area IV. The Garrison Commander has implemented the following requirements and prohibitions pertaining to on-post and off-post driving in order to promote the safe operation of motor vehicles and reduce the risk posed to drivers, passengers and pedestrians within Area IV. For the purpose of this memorandum, a vehicle is considered to be driven if it is moving, regardless of speed

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(1) All vehicles will be operated within the posted speed limits. The default speed limit on all Area IV installations is 25 kilometers per hour, though higher or lower speeds are in effect wherever posted.

(2) Cellular phone will not be used without the use of a hands-free device while operating a vehicle.

(3) All personnel in Personally-Owned Vehicles (POV) or Non-Tactical Vehicles (NTV) or in the passenger compartment of a Tactical Vehicle will utilize the seatbelt or restraint systems installed in the vehicles. Drivers are responsible for ensuring the compliance of their passengers. Under no circumstances will personnel be transported in the cargo area of POVs or NTVs.

(4) Personnel riding in vehicles approved for troop transport that do not have seatbelts will operate them in compliance with command policy regarding speed, alternative restraints ("troop straps") and protective equipment such as ballistic helmets and eyewear.

(5) Child passengers are required to utilize the age and size appropriate child safety seat. Questions regarding the proper type, fit and installation of child safety can be answered by the PMO or Family Advocacy, located at Army Community Services.

b. Any violation of the above requirements will be considered a moving violation.

## 6. DEFINITIONS AND EXPLANATIONS:

a. REQUIREMENTS FOR DRIVING PRIVILEGES. All operators of privately owned vehicles on Area IV camps or installations must have a valid operator's license, valid USFK or Korean National vehicle registration, and proof of liability insurance. If a driver US state license is suspended, all other operator licenses will be considered invalid.

b. AUTHORITY TO SUSPEND AND REVOKE. For all alcohol and drug related offenses involving the operation of a motor vehicle, the Garrison Commander or his direct appointee has the authority to revoke or suspend all driving privileges for all Soldiers and DA civilians (including Korean National) assigned or attached to Area IV. The Director of Emergency Services will act as the notification authority, and record keeper for all suspension and revocation actions.

c. SUSPENSION OF DRIVING PRIVILEGES. A suspension is defined as a temporary withdrawal of a person's driving privileges on the Korean Peninsula. Driving privileges may be suspended whenever an individual consistently violates installation

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traffic regulations, as determined by the revocation authority. Suspensions will apply to individuals when other measures such as counseling, remedial driver training, and rehabilitation programs fail to improve driver performance. Suspensions, other than as a temporary measure pending the resolution of a revocation hearing, will not exceed a period of 180 days pending resolution of a revocation hearing. Suspensions will terminate at the end of the specified period and the driving privileges will automatically be reinstated.

d. **NON-MOVING VIOLATIONS.** Non-moving violations include all those listed in regulation above. Non-moving violations may include, but are not limited to, illegal parking.

e. **MOVING VIOLATIONS.** Moving violations include all those listed in regulations above. Moving violations (not all inclusive) may include, but are not limited to; speeding, failure to use seatbelt, use of cellular devices while operating motor vehicle, failure to stop or yield, no insurance, motorcyclist failure to wear Personal Protective Equipment and Clothing (PPEC), etc.

7. **SUSPENSIONS:** Suspensions will be discretionary or mandatory and for periods specified in subparagraphs 9a and 9b below. The period of suspension will begin on the date the U.S. Forces certificate of license is confiscated. Suspending authorities may suspend an individual's U.S. Forces certificate of license for a period of up to, but no longer than 180 days when appropriate. Offenses involving alcohol or controlled substances will require the license holder to attend and successfully complete an Army Substance Abuse Program (ASAP) and/or Substance Abuse Disorder Clinical Care (SADCC) and remedial driver training.

a. **Discretionary Suspension.** Discretionary suspensions may be assessed for periods not to exceed 180 days. The suspending authority may suspend driving privilege after the following has occurred:

(1) Medical clearance after a licensed physical or mental health specialist has submitted a statement that the person is incapable of safely operating a motorized vehicle. A U.S. Forces certificate of license will be returned only when a physician provides a statement that the person has recovered.

(2) Driving skill is in question. When the suspending authority determines that the person lacks the necessary driving skill or knowledge, the authority may suspend a U.S. Forces certificate of license until the licensee has retaken and passed tests required by this publication. If a person fails to pass the tests for a Government driver's license (OF 346), his or her U.S. Forces certificate of license may be suspended.

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(3) The driving privileges of involved persons may be suspended until the investigation is completed and final action is taken. In alcohol-related incidents, the commander or supervisor must immediately suspend the U.S. Forces certificate of license pending resolution.

(4) Failure to remove materials that are in violation of AR 600-20 (Equal opportunity and Sharp) on a POV or to remove the POV from the installation after being asked.

(5) Owning or operating an unregistered or uninsured POV.

(6) Displaying a lack of good judgment about safe and prudent operation of a vehicle on and off the installation.

(7) A misconduct that indicates the poor qualifications as a driver. Examples are: Abuse of alcohol or controlled substances, habitual acts of violence, numerous (three or more) non-moving violations, allowing someone to operate a POV without a U.S. Forces certificate of license or without a U.S. Forces certificate of license valid for the vehicle class operated.

(8) Transferring license plates to another POV without properly registering the plates to the POV.

(9) Committing a traffic offense outside Korea that would require suspension or revocation under this publication if committed in Korea.

(10) Using or allowing someone else to use a U.S. Forces certificate of license in an unlawful or fraudulent manner.

(11) Fleeing or attempting to flee a police officer after committing a traffic violation.

(12) Illegal parking offenses committed outside of Area IV military installations either in areas with perimeter security or in areas where illegal parking impedes traffic flow entering and exiting a military installation. Vehicles cited by Korean National Police or the Republic of Korea Government authority in such areas.

b. Mandatory Suspension. The revocation authority will immediately suspend the driving privileges of an individual who commits a serious driving offense (defined as an offense assessed more than 3 points under AR 190-5/OPNAV 11200.5O/AFI 31-31218(1)/MCO 5110.1 D/DLAR 5720.1. This applies to both on and off post offenses.

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Mandatory suspensions will be assessed for 7 days, 30 days, 90 days, or 180 days as indicated below.

(1) 7 days for:

(a) Failure of operator or occupants to use available restraint system devices while moving.

(b) Failure to wear an approved helmet and/or protective equipment while operating or riding on a motorcycle or moped.

(c) Wearing/using headphones while driving and/or use of a non-hands-free Mobile Phone Electronic Device (MPED) while driving.

(d) Failure to stop vehicle during reveille or retreat.

(2) 30 days for:

(a) A second offense of (1) above or two or more of the above offenses committed within a 180 day period.

(b) Failure to stop for school bus, school crossing signals or government buses while loading and unloading.

(c) Failure to yield right of way to emergency vehicles.

(d) Speeding 10 kilometers per hour above the posted speed limit.

(3) 90 days for:

(a) Owning or operating an unregistered or uninsured POV (two or more offenses).

(b) Speeding 20 kilometers per hour above the posted speed limit.

(c) Reckless driving (willful and wanton disregard for safety of persons or property).

(4) 180 days for:

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(a) Having two convictions or having received two non-judicial punishments for reckless driving in a 1-year period.

(b) Accumulating 12 or more traffic points in a 1-year period or 18 traffic points in a 2-year period. The offender must complete remedial driver training before his or her U.S. Forces certificate of license may be returned.

(c) Failure of operator or occupants to use available restraint system devices while moving (third and subsequent offenses).

8. REVOCATIONS: The revocation of driving privileges is a severe administrative measure to be imposed for serious moving violations or when other available corrective actions fail to produce the desired improvement. Mandatory and discretionary revocations will be conducted IAW USFK Reg. 190-1. In accordance with AR 190-5, table 5-1, driving privileges will be revoked for 5 years (for Army personnel) and 2 years (for all other services) if the Garrison Commander determines that the individual was driving with a suspended license or driving while driving privileges were either suspended or revoked. The revocations listed in AR 190-5 para 2-4 are mandatory and apply regardless of the offense location.

9. RIGHT TO APPEAL: If an individual wishes to appeal the Garrison Commander's final decision, the appeal may be made in writing to the suspension and revocation authority within 10 calendar days. The suspension or revocation will remain in effect during the period of appeal. The hearings will be held by the Installation/Garrison Commander, or their representative designated as the reviewing officer. Such hearings are administrative in nature and non-adversarial. The Judge Advocate will use such procedures to ensure that the individual's right to notice and opportunity to present evidence are protected. The decision whether to suspend, revoke, restrict, or reinstate will be presented within 7 days from the hearing.

10. The proponent for this policy letter is USAG Daegu Directorate of Emergency Services. The point of contact is the Provost Marshal Office at DSN 763-4711.



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