



DEPARTMENT OF THE ARMY  
INSTALLATION MANAGEMENT COMMAND  
HEADQUARTERS, UNITED STATES ARMY GARRISON HUMPHREYS  
UNIT #15228  
APO AP 96271-5228

AMIM-HML (RN 100)

SEP 02 2021

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Command Policy #18, Suspension/Revocation of Driving Privileges

1. References:

- a. AR 190-5, Motor Vehicle Safety Traffic Supervision, 22 May 2006
- b. USFK Regulation 190-1, Military Police Motor Vehicle Traffic Supervision, 18 February 2021

2. The proponent for this policy is the Directorate of Emergency Services (DES).

3. This policy is effective immediately. It remains in effect until rescinded or superseded.

4. Applicability: This policy applies to personnel authorized to operate motor vehicles on USAG-Humphreys and in Area III.

5. Purpose: This policy sets responsibilities and procedures for suspension of driving privileges on USAG-Humphreys and in Area III.

6. 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 Deputy to the Garrison Commander is the driving privilege suspension/revocation authority.

7. Suspensions: Driving privileges may be suspended whenever an individual consistently violates installation traffic regulations, as determined by the suspension/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 will not exceed six months. At the end of the suspension period, the individual may request permission to obtain a new USFK motor vehicle operator's permit through their commander/supervisor.

- a. The suspension/revocation authority will immediately suspend the driving privileges of any individual who commits a serious driving offense while awaiting adjudication or administrative due process of another driving offense.

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b. The suspension/revocation authority may suspend a licensee's driving privilege for the following:

(1) Failure to remove or cover indecent/obscene matter on a Privately Owned Vehicle (POV), or to remove the POV displaying indecent or obscene matter from the installation after being asked to do so.

(2) Owning or operating an unregistered POV/Personal Transportation Device (PTD).

(3) Abuse of alcohol or controlled substances.

(4) Habitual acts of negligent/reckless operation.

(5) Numerous (two or more) non-moving violations within a 60-day period.

8. Revocation: The revocation of driving privileges is a severe administrative measure to be imposed for serious moving violations or when other available corrective actions failed to produce the desired improvement. Revocation of driving privileges will be imposed for a specific period of time, but never less than six months.

a. For driving under the influence offenses with reliable evidence readily available, the suspension/revocation authority established procedures and designated Military Police to immediately confiscate the operators driver's permit and revoke the driving privileges of suspected subjects, whether on/off-post, pending the resolution of the allegation. This provision covers incidents when the operator is in physical control of a motor vehicle, and their breath alcohol content (BrAC) is 0.03 percent or higher, IAW the Republic of Korea Road Traffic Act, 25 June 2021.

b. Reliable evidence includes, but is not limited to, witness statements, military or ROK law enforcement reports, chemical test results (if completed), refusal to consent to complete chemical testing, CCTV footage, suspect's statement, standard field sobriety test results, or preliminary breath test (PBT) results.

c. The suspension/revocation authority will revoke all POV and military driving privileges for a mandatory period of one year when they have determined:

(1) The person was lawfully apprehended for driving under the influence and refused to submit to or to complete a test to determine blood alcohol content.

(2) Any operator of a motor vehicle who refuses consent to chemical testing for alcohol or drug content of their blood, breath, or urine under "Implied Consent", will

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automatically result in a one year revocation of their driving privileges, and the USFK Driver's License will be confiscated. A license holder must attend, successfully complete, and present proof of completion of an Army Substance Abuse Program (ASAP) or Army Drug and Alcohol Prevention Training (ADAPT) Program, and remedial driver training to the suspension/revocation authority for all offenses involving alcohol or controlled substances.

(3) That there has been a conviction, non-judicial punishment or an administrative determination that a driving under the influence offense was committed. Official documentation of the conviction is required as the basis for the revocation.

(4) The owner of the vehicle willfully or negligently failed to maintain the minimum liability insurance required by this regulation.

9. Suspension Penalties: Should the suspension/revocation authority determine a suspension/revocation is warranted, the suspension/revocation authority will assess the following penalties for the offenses specified below:

a. Up to 30 days for:

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

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

(3) Wearing/using headphones while driving and/or use of a non-hands free MPED while driving.

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

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

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

(7) Failure to obey traffic instructions of an enforcement officer or traffic warden.

(8) Speeding 16 kilometers per hour (10mph) above the posted speed limit.

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

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(10) Interference with official traffic control devices or signals. No person will, without lawful authority, alter (or make attempts to alter), deface, knock down, or remove any official traffic control device, signal, any inscription, shield, or insignia.

(11) Operating a motor vehicle or PTD on a sidewalk.

(12) Parking in unauthorized parking spaces (2 violations within 60 days), refer to Command Policy #14, Installation Parking.

b. Up to 90 days for:

(1) A second offense of the above listed offenses committed within a 60-day period.

(2) Allowing someone to operate a POV without a USFK motor vehicle operator's permit, other valid license, or without a USFK motor vehicle operator's permit valid for the vehicle class operated.

(3) Owning or operating an unregistered POV (two offenses).

(4) Parking in unauthorized parking spaces (3 violations within 60 days), refer to Command Policy # 14, Installation Parking.

(5) Speeding 32 kilometers per hour (20mph) above the posted speed limit.

c. Up to 180 days for:

(1) A third offense of the above listed offenses committed within 180 days.

(2) Accumulating 12 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 USFK motor vehicle operator's permit may be reissued.

(3) Failure of operator to use available restraint system devices for child and/or infant while vehicle is in motion.

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

(5) Using or allowing someone else to use a USFK motor vehicle operator's permit in an unlawful or fraudulent manner.

10. Revocation Penalties:

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Up to 12 months, but no less than 6 months for:

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

(2) Reckless driving: Any person who drives a vehicle in willful or wanton disregard for the safety of persons or property is guilty of reckless driving.

(3) Persons under the influence of any intoxicant (automatic 1-year revocation).

(4) Persons under the influence of drugs. Drugs include illegal drugs, prescription drugs, or over-the-counter drugs that could result in impairment of a person's ability to operate a vehicle.

11. Reinstatement of Driving Privileges: Driving privileges are not automatically reinstated at the termination of a suspension period. Persons whose driving privileges were revoked or restricted shall, at the termination of suspension, revocation, or restriction period, request permission to obtain a new USFK motor vehicle operator's permit. The Commander will ensure that all required courses (for example, remedial driver training and alcohol education classes) have been completed. The Commander's recommendation and the request will then be forwarded to the approving authority, identified as the Deputy to the Garrison Commander, for USAG-Humphreys through their Commander, supervisor or higher authority, as appropriate.

12. The POC for this policy is the USAG-Humphreys/Area III Provost Marshal Office at DSN 755-9917.



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USAG-Humphreys Website