



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY INSTALLATION MANAGEMENT COMMAND  
HEADQUARTERS, U.S. ARMY GARRISON YONGSAN-CASEY  
UNIT #15333  
APO AP 96205-5333

AMIM-YNG-ZA

**UNITED STATES ARMY GARRISON YONGSAN – CASEY POLICY LETTER #20**

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Suspension of Driving Privileges and Issuance of Driving Privileges  
Suspension Letter – Violation of Citable Offenses and Driving Under the Influence

1. **REFERENCES:**

a. Army Regulation (AR) 190-5, Motor Vehicle Traffic Supervision, 22 May 2006

b. United States Forces Korea (USFK) Regulation 190-1, Military Police Motor Vehicle Traffic Supervision, 10 May 2012

2. **PURPOSE:** Establish responsibilities and procedures for suspension of driving privileges and the issuance of suspension letters to personnel in violation of citable offense or suspected of driving under the influence on USAG Yongsan-Casey.

3. **APPLICABILITY:** This policy applies to personnel authorized to operate motor vehicles and Law Enforcement Personnel on USAG Yongsan-Casey.

4. **GENERAL:** This policy letter outlines the standards and procedures of motor vehicle supervision on USAG Yongsan-Casey. Consistent with USFK Regulation 190-1, Motor Vehicle Supervision, The Commander of USAG Yongsan-Casey withholds driving privilege suspension and revocation authority. This authority, however, may be further delegated down to the Deputy Garrison Commander.

5. **SUSPENSIONS:** Driving privileges may be suspended whenever an individual consistently violates installation 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. Suspension may also be used as a temporary measure pending resolution of a revocation hearing. Suspensions, other than as a temporary measure pending the resolution of a revocation hearing, will not exceed a period of 180 days.

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Suspensions will terminate at the end of the specified period and the driving privileges will automatically be reinstated. Suspensions will be discretionary or mandatory and for periods specified in subparagraphs a. and b. 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) or Alcohol and Drug Abuse Prevention Training (ADAPT) Program and remedial driver training.

a. Discretionary Suspension: Discretionary suspensions may be assessed for periods not to exceed 180 days. The suspending authority may suspend a licensee's driving privilege for the following:

1) Evaluate a licensee's physical or mental disability after a physician has submitted a statement that the person is incapable of safely operating a POV. A U.S. Forces certificate of license will be returned only when a physician provides a statement that the person has recovered.

2) Assess a licensee's driving skill. 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. (This suspension only applies to military personnel)

3) Investigate incidents involving the licensee. 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 licensee's U.S. Forces certificate of license pending resolution.

4) Review the licensee's failure to remove or cover indecent or obscene matter on a POV or to move the POV displaying indecent or obscene matter from the installation after being asked to do so.

5) Owning or operating an unregistered or uninsured POV.

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6) Displaying a lack of good judgment about safe and prudent operation of a POV.

7) Misconduct that indicates the licensee's poor qualifications as a driver.  
Examples are:

- a) Abuse of alcohol or controlled substances.
- b) Numerous (three or more) nonmoving violations.
- c) 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.
- d) Transferring license plates to another POV without properly registering the plates to the POV.
- e) Committing a traffic offense outside Korea that would require suspension or revocation under this publication if committed in Korea.
- f) Using or allowing someone else to use a U.S. Forces certificate of license in an unlawful or fraudulent manner.
- g) Fleeing or attempting to flee a police officer after committing a traffic violation.

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 11200.5D/AFI 31-218(1)/MCO 5110.1 D/DLAR 5720.1) while awaiting adjudication or administrative due process for commission of another driving offense and the gravity of the alleged offenses, together with the individual's previous record, causes serious concern for the safety of others. The revocation authority will also suspend driving privileges for offenses that are assessed as 3 points or less under AR 190-5/OPNAV 11200.5D/AFI31-218(1)/MCO 5110.1 D/DLAR 5720.1. Mandatory suspensions will be assessed for 7 days, 30 days, 90 days, or 180 days as indicated below.

- 1) Seven (7) days for:

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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-hand free Mobile Personal Electronic Device (MPED) while driving.

d) Failure to stop vehicle during reveille or retreat.

2) Thirty (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 or school crossing signals or government buses while loading and unloading.

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

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

e) Speeding 10 miles per hour above the posted speed limit.

f) Illegal or not authorized trash dumping on the installation.

3) Ninety (90) days for:

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

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

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

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4) One hundred eighty (180) days for:

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

b) Accumulating 12 or more traffic points in a one-year period or 18 traffic points in a two-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).

6. **Responsibilities:**

a. Military Police Desk Sergeant Responsibilities:

1) Ensure all necessary forms are completed correctly.

2) Ensure the letter is returned with all supporting documents to the MP Station.

3) Issue the letter to the subject in front of his/her Chain of Command, (E-7 or above/one grade higher than subject), and annotate this on the DD Form 2708 in the remark's column. Civilians will be issued the letter prior to being released.

4) Annotate issuance of a suspension letter in the Action Column of the blotter.

5) A copy of the suspension letter is attached to the case. Follow-up revocation action will be administered by the USAG Yongsan-Casey Directorate of Emergency Services after the case has been adjudicated.

6) Both USFK Form 134EK (USFK Motor Vehicle Operator's Permit) and OF 346 (U.S. Government Motor Vehicle Operator's Identification Card) driver's licenses are confiscated from the subject. Both drivers' licenses will then be turned over to the USAG Yongsan-Casey Directorate of Emergency Services.

7) Ensure the USAG Yongsan-Casey Vehicle Registration Office (VRO)/Pass and ID Office is notified of the suspension information.

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b. The USAG Yongsan-Casey VRO/Pass and ID Office will:

- 1) Input the suspension information into the Biometric Identification System (BIDS).
- 2) Ensure the USAG Yongsan-Casey Driver's Testing Office is notified of the suspension information.
- 3) Ensure the suspension information is inputted into their records/database as applicable.

**7. REVOCATIONS:**

a. 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. Revocation of driving privileges will be imposed for a specific period but will not exceed a period of 180 days. Mandatory and discretionary revocations will be conducted IAW USFK 190-1.

b. Under the provisions of USFK Regulation 190-1, individuals have the right to appeal the suspension of the driving privileges. Requests for appeal should be in writing, addressed to the Commander of USAG Yongsan-Casey, and delivered to the Directorate of Emergency Services. Suspension of the license is immediate and will remain in effect during the appeal process.

**8. DRIVING UNDER THE INFLUENCE:**

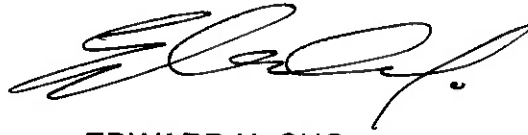
a. When a suspension is implemented, it will be peninsula-wide, for both on and off post, and will include privately owned vehicles and military driving privileges. The suspension will include all installations on the peninsula and driving privileges will be reinstated only by the authority that suspended the privileges.

b. If the results of the portable breathalyzer test (PBT) or Legal Blood Alcohol Test (LBAT) is a .030% BAC or above, driving privileges will NOT be reinstated by this command. This is not negotiable, and any reinstatement requests will not be accepted by the USAG Yongsan-Casey Directorate of Emergency Services.

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9. POC for this command policy is the USAG Yongsan-Casey Directorate of  
Emergency Services at DSN: 722 - 4705.

A handwritten signature in black ink, appearing to read 'E. Cho', with a stylized flourish at the end.

EDWARD H. CHO  
COL, LG  
Commanding

DISTRIBUTION:

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