Medical Review of Operator's Licenses

The following is a summary of the law related to requesting a medical review of a Kentucky citizen's operator's license

KRS 186.444 Medical review board -- Purpose -- Members -- Informal hearing -- Authority of cabinet to promulgate administrative regulations -- Prohibition against age-based licensing limitations -- Appeal.

(1) The Transportation Cabinet shall promulgate administrative regulations to establish a medical review board. The purpose of the medical review board shall be to receive cases relating to the ability of an applicant or holder of a motor vehicle operator's license to drive due to physical or mental disability which may affect or limit a person's ability to safely operate a motor vehicle.

(2) The secretary shall appoint any number of physicians licensed in the Commonwealth to the medical review board. Not less than three (3) members shall be present in order to conduct an informal hearing. Each member shall receive two hundred dollars ($200) per day for attending meetings of the board and shall be reimbursed for necessary expenses incurred in attending meetings.

(3) The cabinet shall promulgate administrative regulations regarding the procedures of the medical review board in conducting informal hearings.

(4) The cabinet shall not promulgate administrative regulations for the purpose of creating tests or other criteria that might limit a person's ability to obtain or retain an operator's license because he may be considered too old to drive.

(5) Any person aggrieved by a decision made as a result of an informal hearing conducted under authority of KRS 186.411 and this section may appeal, and upon appeal an administrative hearing shall be conducted in accordance with KRS Chapter 13B.

KRS 186.570 Denial or suspension of license -- Informal hearing -- Appeal -- Surrender of certificate -- Medical review board -- Prohibition against raising insurance on basis of denial or suspension for child support arrearage.

(1) The cabinet or its agent designated in writing for that purpose may deny any person an operator's license or may suspend the operator's license of any person, or, in the case of a nonresident, withdraw the privilege of operating a motor vehicle in this state, subject to a hearing and with or without receiving a record of conviction of that person of a crime, if the cabinet has reason to believe that:

(a) That person has committed any offenses for the conviction of which mandatory revocation of a license is provided by KRS 186.560.

(b) That person has, by reckless or unlawful operation of a motor vehicle, caused, or contributed to an accident resulting in death or injury or serious property damage.

(c) That person has a mental or physical disability that makes it unsafe for him to drive upon the highways. The Transportation Cabinet shall, by administrative regulations promulgated pursuant to KRS Chapter 13A, establish a medical review board to provide technical assistance in the review of the driving ability of these persons. The board shall consist of licensed medical and rehabilitation specialists.

(d) That person is an habitually reckless or negligent driver of a motor vehicle or has committed a serious violation of the motor vehicle laws.

(e) That person has been issued a license without making proper application for it, as provided in KRS 186.412 and administrative regulations promulgated pursuant to KRS Chapter 13A.

(f) That person has presented false or misleading information as to the person's residency, citizenship, religious convictions, or immigration status.

(g) A person required by KRS 186.480 to take an examination has been issued a license without first having passed the examination.

(h) That person has been convicted of assault and battery resulting from the operation of a motor vehicle.

(i) That person has failed to appear pursuant to a citation or summons issued by a law enforcement officer of this Commonwealth or any other jurisdiction.

(j) That person has failed to appear pursuant to an order by the court to produce proof of security required by KRS 304.39-010 and a receipt showing that a premium for a minimum policy period of six (6) months has been paid.
(k) That person is a habitual violator of KRS 304.39-080. For purposes of this section, a "habitual violator" shall mean any person who has operated a motor vehicle without security on the motor vehicle as required by Subtitle 39 of this chapter three (3) or more times within a five (5) year period, in violation of KRS 304.99-060(2).
(2) The cabinet shall deny any person a license or shall suspend the license of an operator of a motor vehicle upon receiving written notification from the Cabinet for Health and Family Services that the person has a child support arrearage which equals or exceeds the cumulative amount which would be owed after six (6) months of nonpayment or failure, after receiving appropriate notice, to comply with a subpoena or warrant relating to paternity or child support proceedings, as provided by 42 U.S.C. secs. 651 et seq.; except that any child support arrearage which exists prior to January 1, 1994, shall not be included in the calculation to determine whether the license of an operator of a motor vehicle shall be denied or suspended. The denial or suspension shall continue until the arrearage has been eliminated, payments on the child support arrearage are being made in accordance with a court or administrative order, or the person complies with the subpoena or warrant relating to paternity or child support. Before the license may be reinstated, proof of elimination of the child support arrearage or proof of compliance with the subpoena or warrant relating to paternity or child support proceedings as provided by 42 U.S.C. sec. 666(a)(16) from the court where the action is pending or the Cabinet for Health and Family Services shall be received by the Transportation Cabinet as prescribed by administrative regulations promulgated by the Cabinet for Health and Family Services and the Transportation Cabinet.
(3) The cabinet or its agent designated in writing for that purpose shall deny any person an operator's license or shall suspend the operator's license of any person, or, in the case of a nonresident, withdraw the privilege of operating a motor vehicle in this state, where the person has been declared ineligible to operate a motor vehicle under KRS 532.356 for the duration of the ineligibility, upon notification of the court's judgment.
(4) The cabinet or its agent designated in writing for that purpose shall provide any person subject to the suspension, revocation, or withdrawal of their driving privileges, under provisions of this section, an informal hearing. Upon determining that the action is warranted, the cabinet shall notify the person in writing by mailing the notice to the person by first-class mail to the last known address of the person. The hearing shall be automatically waived if not requested within twenty (20) days after the cabinet mails the notice. The hearing shall be scheduled as early as practical within twenty (20) days after receipt of the request at a time and place designated by the cabinet. An aggrieved party may appeal a decision rendered as a result of an informal hearing, and upon appeal an administrative hearing shall be conducted in accordance with KRS Chapter 13B.
(5) (a) The cabinet may suspend the operator's license of any resident upon receiving notice of the conviction of that person in another state of an offense there which, if committed in this state, would be grounds for the suspension or revocation of an operator's license. The cabinet shall not suspend an operator's license under this paragraph if:
1. The conviction causing the suspension or revocation is more than five (5) years old;
2. The conviction is for a traffic offense other than a felony traffic offense or a habitual violator offense; and
3. The license holder complies with the provisions of KRS 186.442.
(b) If, at the time of application for an initial Kentucky operator's license, a person's license is suspended or revoked in another state for a conviction that is less than five (5) years old, the cabinet shall deny the person a license until the person resolves the matter in the other state and complies with the provisions of this chapter.
(c) The cabinet may, upon receiving a record of the conviction in this state of a nonresident driver of a motor vehicle of any offense under the motor vehicle laws, forward a notice of that person's conviction to the proper officer in the state of which the convicted person is a resident.
(d) This subsection shall not apply to a commercial driver's license.
(6) The Transportation Cabinet is forbidden from suspending or revoking an operator's license or assessing points or any other form of penalty against the license holder for speeding violations or speeding convictions from other states. This subsection shall apply only to speeding violations. This section shall not apply to a person who holds or is required to hold a commercial driver's license.

(7) Each operator's license which has been canceled, suspended, or revoked shall be surrendered to and retained by the cabinet. At the end of the period of cancellation, suspension, or revocation, the license may be returned to the licensee after he has complied with all requirements for the issuance or reinstatement of his driving privilege.
(8) Insurance companies issuing motor vehicle policies in the Commonwealth shall be prohibited from raising a policyholder's rates solely because the policyholder's driving privilege has been suspended or denied pursuant to subsection (2) of this section.

601 KAR 13:090. Medical Review Board; basis for examination, evaluation, tests.
RELATES TO: KRS 186.411, 186.444, 186.570
STATUTORY AUTHORITY: KRS 186.400, 186.411, 186.444, 186.570
NECESSITY, FUNCTION, AND CONFORMITY: KRS 186.444 and 186.570 require the Transportation Cabinet to promulgate administrative regulations establishing the Medical Review Board. This administrative regulation establishes the board and clarifies differences between the statutes.
Section 1.
(1) The Medical Review Board shall be chaired by the Commissioner of the Department of Vehicle Regulation of the Transportation Cabinet or his representative.
(2) A quorum of the Medical Review Board shall be at least three (3) physicians licensed to practice medicine in the Commonwealth of Kentucky.
(3) Appointees to the Medical Review Board who are not physicians licensed pursuant to KRS Chapter 311 may have their appointment restricted to a specified area of expertise.
(4) The Commissioner of the Department of Vehicle Regulation or his representative shall prescribe the time and place for the board to meet.
(5) The nonstate government members of the board who participate in a meeting shall be paid $200 each day or part of a day and reimbursed for necessary expenses incurred in attending the meeting.
Section 2.
(1) If the Commissioner of the Department of Vehicle Regulation or his representative receives notice that one (1) or more of the conditions listed in Section 4 of this administrative regulation exists in a person and that the person's physical or mental condition may render it unsafe for him to operate a motor vehicle upon the public highways, the commissioner shall refuse to issue an operator's license to the person or he shall suspend the existing driving privilege of the person unless the person submits to an examination by a qualified physician within forty-five (45) days of notification of the commissioner's intentions.
(2) If the department deems that an examination by a qualified physician is necessary, the required medical examination shall be conducted at the person's own expense by a licensed physician of his choice.
(3) The examining physician shall report within forty-five (45) days the results of his examination directly to the Division of Driver Licensing on a form furnished by the Department of Vehicle Regulation. The Medical Review Board Form TC 94-86, revised in November 1995, is incorporated by reference in Section 5 of this administrative regulation.
(4)(a) As soon as possible after receipt of the completed form, the Department of Vehicle Regulation shall evaluate it according to the medical standards set forth in 601 KAR 13:100.
(b) The Department of Vehicle Regulation shall submit a case in which medical or rehabilitation expertise is needed to evaluate the driving ability of a person to the Medical Review Board.
(c) The Medical Review Board may make recommendations to the Department of Vehicle Regulation for further medical examination, testing, or restriction of the person's driving privilege, or denial of driving privilege.
(d) If the Medical Review Board recommends further examination or investigative testing or if the Department of Vehicle Regulation determines it to be necessary, the Commissioner of the Department of Vehicle Regulation or his representative shall notify the person of the date by which he shall comply in order to retain or obtain his driving privilege.
Section 3.
(1) If the Medical Review Board or Department of Vehicle Regulation, pursuant to the evaluation in Section 2(3) of this administrative regulation, recommends total suspension of a person's driving privilege or any limitations thereon, the Commissioner of the Department of Vehicle Regulation or his representative shall notify the person at the last known address of the person that this action will be taken unless a written request for an informal hearing before the board is received within twenty (20) days following the first class mailing of the notice. The person shall also be informed of his right to:

(a) An informal hearing before the board; and
(b) If necessary, an appeal to the board for a formal administrative hearing pursuant to KRS Chapter 13B.
(2) The informal hearing shall be scheduled as early as practicable at a time and place designated by the commissioner or his representative. Notice shall be mailed to the person involved no later than ten (10) days prior to the hearing date.
(3) The commissioner or his representative shall preside at the hearing before the Medical Review Board and at least three (3) physician members shall be present.
(4) The presiding officer may administer oaths and may issue subpoenas for the attendance of witnesses and the production of relevant books and papers.
(5) The scope of the hearing shall be limited to the presentation of the evidence upon which the Medical Review Board made their recommendation and any medical evidence the petitioner wishes to present in explanation or refutation of this evidence.
(6) Evidence may be presented at the hearing in the form of depositions.
(7) All testimony at the hearing shall be recorded and together with any depositions or exhibits introduced at the hearing shall form the complete record.
(8) Within ten (10) working days after the hearing, the commissioner shall issue a decision which shall be promptly forwarded to the petitioner along with the notice required pursuant to subsection (9) of this section.
(9) The petitioner shall be informed of his right to an administrative hearing pursuant to the provisions of KRS Chapter 13B.
Section 4.
The Commissioner of the Department of Vehicle Regulation or his representative shall promptly notify the person involved to submit to the physical examination set out in Section 2 of this administrative regulation when one (1) or more of the following conditions exists:
(1) Driver has indicated that he "blacked out", lost consciousness or suffered a seizure prior to a reportable motor vehicle accident;
(2) Driver has been named in an affidavit by at least two (2) citizens as being incapable of properly operating a motor vehicle due to physical or mental infirmities;
(3) Driver has been reported by a physician as being incapable of driving safely due to physical or mental condition or due to medication prescribed for an extended time;
(4) Driver has been reported by a law enforcement officer or a Kentucky State Police license examiner who has reason to believe or who has observed an individual driving or behaving in an erratic or dangerous manner which indicates a possibility of a physical or mental disability which may impair his driving ability;
(5) Applicant for a motor vehicle operator's license or for its renewal indicates on the application form that he has a physical or mental disability which may impair his driving ability;
(6) Driver's official record kept by the Department of Vehicle Regulation indicates a possibility of physical or mental impairment;
(7) Driver has been reported by a commonwealth attorney, county attorney, county clerk, circuit clerk, sheriff, or judge as being incapable of driving due to a physical or mental impairment; or
(8) Driver has reported to the Transportation Cabinet or Medical Review Board that he has a mental or physical impairment.
Section 5.
(1) Medical Review Board Form TC 94-86, revised November 1995, is incorporated by reference as a part of this administrative regulation.
(2) The material incorporated by reference in this administrative regulation can be viewed, copied, or obtained from the Division of Driver Licensing. The address is 501 High Street, Second Floor, Frankfort, Kentucky 40601. The telephone number is (502) 564-5384. The business hours are 8 a.m. to 4:30 p.m. on weekdays. (23 Ky.R. 219; Am. 1593; eff. 10-1-96.)

601 KAR 13:100. Medical standards for operators of motor vehicles.
RELATES TO: KRS 186.411, 186.440, 186.444, 186.570
STATUTORY AUTHORITY: KRS 186.444, 186.570
NECESSITY, FUNCTION, AND CONFORMITY: KRS 186.570 requires the Transportation Cabinet to withhold driving privileges from an individual who has a mental or physical disability that makes it unsafe for him to drive upon the highways. KRS 186.411 requires that a person with a seizure condition be seizure-free for ninety (90) days prior to licensing. This administrative regulation establishes the standards to be

used by the Transportation Cabinet and Medical Review Board in determining who is unsafe to operate a motor vehicle because of a mental or physical disability.

Section 1. Definitions.

(1) "Altered consciousness" means a state of awareness characterized by loss or distortion of the impressions made by the senses or inability to respond to the impressions made by the senses.

(2) "Assessment" means an evaluation of a person's substance abuse performed by a certified chemical dependency counselor, a certified driving under the influence (DUI) assessor, or other mental health professional in a licensed treatment facility.

(3) "Chemical" means alcohol, a drug, or a controlled substance as defined in KRS Chapter 218A.

(4) "Cognition" means the ability to think, perceive, and remember.

(5) "Comorbid" means that more than one (1) condition is present at the same time.

(6) "Corrective lens" means an ophthalmic lens, whether an eyeglass, contact lens or single lens system, that corrects the refraction error or other optically correctable deficiency of the eye.

(7) "Driving evaluation" means a test conducted to determine if a person adequately compensates for his medical, mental, or physical condition or functional impairment.

(8) "Episode" means any incident or segment of time involving altered consciousness or loss of bodily control.

(9) "Field of vision" means the entire horizontal and vertical planes a person has for each eye without shifting the gaze.

(10) "Functional ability" means the degree of cognitive, mental or emotional, sensorimotor and sensory capability in performing activities of daily living, including safely performing the tasks of driving.

(11) "Licensing action" means any action by the Transportation Cabinet involving the denial, cancellation, restriction, or issuance of a motor vehicle operator's license under KRS Chapter 186.

(12) "Loss of bodily control" means involuntary movements of the body characterized by muscle spasms or muscle rigidity, or loss of muscle tone or muscle movement.

(13) "Medical condition" means any physical, mental, or emotional condition which affects a person's health for which a person is receiving medical or substance abuse treatment, or for which medical or substance abuse treatment is usually prescribed.

(14) "Mental or emotional function" means interaction and communication skills, adaptive behavior or coping capacity, and orientation.

(15) "Review board" means the Medical Review Board established under KRS 186.444 and 186.570.

(16) "Sensory function" means vision, hearing, touch, smell, or vibration sense.

(17) "Vision specialist" means a person licensed to practice optometry as defined by KRS Chapter 320, or a physician licensed pursuant to KRS Chapter 311.

Section 2. General Requirements.

(1) If the Department of Vehicle Regulation learns that a person applying for, renewing, or holding a motor vehicle operator's license may have a medical condition which may affect safe driving, the department may require the person to provide the department with medical information about the person's medical condition. The department shall review the medical information using the standards specified in this administrative regulation.

(2) A person holding a Kentucky operator's license or instruction permit shall report to the department medical conditions that adversely affect his driving skills.

Section 3. Information to be Considered in Licensing Actions.

Pursuant to 601 KAR 13:090, the Medical Review Board if making recommendations, and the department if taking licensing action, may consider the following information:

(1) Any medical condition affecting the person including:

(a) History of illness;

(b) Severity of symptoms and prognosis;

(c) Complications or comorbid conditions, or both;

(d) Treatment and medications, including effects and side effects, and the person's knowledge and use of medications;

(e) Results of medical tests and reports of laboratory findings;

(f) Physician's medical report;

(g) Physician's recommendations with regard to functional impairment; and

(h) Physicians' identification of risk factors.

(2) Reports of driver condition or behavior;

(3) The results of any driving evaluation of the person;
(4) Substance abuse assessment reports from a licensed treatment facility, certified chemical dependency counselor, or certified driving under the influence (DUI) assessor;
(5) Traffic accidents that may have been caused in whole or in part by a medical condition;
(6) Vision specialist's report;
(7) A person's failure to provide requested information to the department; or
(8) A report from a rehabilitation specialist.
Section 4. Conditions Affecting Cardiovascular Function.
(1) With respect to conditions affecting cardiovascular function, the Medical Review Board if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Cardiac dysfunction;
(b) Arrhythmias; and
(c) Other cardiac or circulatory disorder or dysfunction.
(2) The department or the Medical Review Board may require a person to provide information on the person's cardiovascular functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the applicable medical review standards for conditions affecting cardiovascular function of this subsection and a person who applies for, renews, or holds a motor vehicle operator's license shall meet all of the following cardiovascular function criteria:
(a) There shall not be current symptoms of coronary artery disease, such as unstable angina, dyspnea, or pain at rest, which interfere with safe driving;
(b) There shall not be a cause of cardiac syncope present, including ventricular tachycardia or fibrillation, which is not successfully controlled;
(c) There shall not be congestive heart failure that limits functional ability;
(d) There shall not be cardiac rhythm disturbances which are not successfully controlled;
(e) There shall not be an automatic implantable cardioverter defibrillator, unless the device is assessed byan electrophysiologist as not interfering with safe driving;
(f) There shall not be medications interfering with safe driving; and
(g) There shall not be valvular heart disease or malfunction of prosthetic valves that interferes with safe driving.
Section 5. Conditions Affecting Cerebrovascular Function.(1) With respect to conditions affecting cerebrovascular function, the Medical Review Board if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Cerebrovascular accident; and
(b) Other cerebrovascular disorder or dysfunction.
(2) The department or Medical Review Board may require information on a person's central nervous system functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the applicable medical review standards for conditions affecting cerebrovascular functions of this subsection and a person who applies for, renews, or holds a motor vehicle operator's license shall meet all of the following cerebrovascular function criteria:
(a) There shall not be a sensori-motor deficit preventing safe driving;
(b) There shall not be impairment of reasoning or judgement preventing safe operation of a vehicle; and
(c) There shall not be medications interfering with the person's ability to operate a motor vehicle safely.
Section 6. Conditions Affecting Endocrine Function.
(1) With respect to conditions affecting endocrine function, the Medical Review Board, if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Diabetes mellitus; and
(b) Other endocrine disorder or dysfunction.
(2) The department or Medical Review Board may require information on a person's endocrine functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the applicable medical review standards for conditions affecting endocrine functions of this subsection

and a person who applies for, renews, or holds a motor vehicle operator's license shall meet all of the following endocrine function criteria:
(a) There shall not be diabetic neuropathy or other complication which interferes with safe driving;
(b) There shall not be frequent and functionally impaired hypoglycemic reactions; and
(c) There shall not be evidence of use of alcohol or other drugs to an extent that interfere with the person's prescribed treatment program for the condition.
Section 7. Conditions Affecting Musculoskeletal Function.
(1) With respect to conditions affecting musculoskeletal function, the Medical Review Board if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Rheumatoid arthritis;
(b) Paralysis; and
(c) Other musculoskeletal disorder or dysfunction.
(2) The department or Medical Review Board may require information on a person's musculoskeletal functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the applicable medical review standards for conditions affecting musculoskeletal function of this subsection and a person who applies for, renews, or holds a motor vehicle operator's license shall meet of the following musculoskeletal function criteria:
(a) Pain shall not interfere with the person's ability to safely operate a motor vehicle;
(b) The person's operation of a vehicle in a driving evaluation demonstrates adequate compensation for any weakness or limitations in range of motion or mobility; and
(c) There shall not be effects or side effects of medication interfering with safe driving.
Section 8. Conditions Affecting Neurological or Neuromuscular Function.
(1) With respect to conditions affecting neurological or neuromuscular function, the review board if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Central nervous system diseases or disorders;
(b) Demyelinating diseases;
(c) Muscular diseases or disorders; and
(d) Seizure disorders.
(2) The department or Medical Review Board may require information on neurological or neuromuscular functional abilities or disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the medical review standards for conditions affecting neurological or neuromuscular function of this subsection and a person who applies for, renews, or holds for motor vehicle operator's license shall meet all of the following neuromuscular function criteria:
(a) There shall not have been a seizure episode as set forth in KRS 186.411;
(b) The person adequately compensates for any paralysis or sensory deficit when operating a vehicle;
(c) Fatigue, weakness, muscle spasm or tremor at rest does not impair safe driving;
(d) There shall not be effects of or side effects of medication that interferes with safe driving; and
(e) There shall not be a decline in cognition to an extent that interferes with safe driving.
Section 9. Conditions Affecting Mental or Emotional Function.
(1) With respect to conditions affecting psychosocial, mental or emotional function, the review board if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Substance and alcohol abuse; and
(b) Other mental or emotional disorder or dysfunction.
(2) The department or Medical Review Board may require information on mental or emotional functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the medical review standards for conditions affecting mental and emotional function of this subsection and a person who applies for, renews, or holds any classification of operator's license shall meet all of the following mental and emotional function criteria:
(a) There shall not be dementia that is unresponsive to treatment;

(b) There shall not be a behavior disorder with threatening or assaultive behavior at the time of application;
(c) There shall not be a delusional system which interferes with safe driving;
(d) There shall not be a suicidal tendency;
(e) There shall not be an impairment of judgement that interferes with safe driving;
(f) There shall not be an active psychosis that interferes with safe driving; and
(g) There shall not be effects or side effects of medication that interferes with safe driving.
Section 10. Conditions Affecting Respiratory Function.
(1) With respect to conditions affecting respiratory function, the review board if making recommendations, and the department if taking licensing action, may consider disorders including the following:
(a) Chronic obstructive pulmonary diseases; and
(b) Any other respiratory disorder or dysfunction.
(2) The department or Medical Review Board may require information on respiratory functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the medical review standards for conditions affecting respiratory function of the subsection and a person who applied for, renews, or holds a motor vehicle operator's license shall meet all of the following respiratory function criteria:
(a) The person does not require medication that interferes with driving; and
(b) There shall not be dyspnea that interferes with safe driving.
Section 11. Conditions Affecting Vision and Sensory Function.
(1) With respect to conditions affecting sensory function, the review board if making recommendations, and the department if taking licensing action, may consider conditions including the following:
(a) Vision loss; and
(b) Any other ocular or sensory disorder or dysfunction.
(2) The department or Medical Review Board may require information on ocular and sensory functional abilities and disorders.
(3) A motor vehicle operator's license shall not be issued to, renewed by, or held by a person who does not meet the medical review standards for conditions affecting sensory functions of this subsection and a person who applies for, renews, or holds any classification of operator's license shall meet all of the following criteria:
(a) Visual acuity of at least 20/60 or better in at least one (1) eye with single lens system; and
(b) Binocular horizontal field of vision of at least thirty-five (35) degrees to the left and right side of fixation and a binocular vertical field of vision of at least twenty-five (25) degrees above and below fixation.
Section 12. License Restrictions.
(1) The department may restrict a person's operating privilege based on any of the following:
(a) A recommendation of a physician or vision specialist;
(b) The results of a driving examination or evaluation performed by the Kentucky State Police or a rehabilitation specialist or facility; or
(c) Recommendation of the Medical Review Board.
(2) License restrictions may require a person to:
(a) Wear corrective lenses;
(b) Use special equipment or specially equipped vehicles;
(c) Operate only during daylight hours;
(d) Restrict the driving area; or
(e) Restrict the motor vehicle operating privilege in any other manner which the department deems necessary for safety purposes. (23 Ky.R. 221; Am. 1399; 1594; eff. 10-1-96.)

Kentucky Transportation Cabinet
Division of Driver Licensing

TC 94-61
06/2011

MEDICAL REVIEW BOARD AFFIDAVIT

Return to: Medical Review Board, 200 Mero Street, Frankfort KY 40622
PHONE: 502-564-1257 FAX: 502-564-0109

This affidavit is used to report a driver with a possible physical/mental impairment. Upon receipt of this report, the Division of Driver Licensing, Medical Review Board will review and investigate. This form may be used by physicians, city/county officials, police, or citizens. If completed by citizens, two signatures and a notary are required.

FIRST NAME (Driver Information)	MI	LAST

DRIVER LICENSE NUMBER	DATE OF BIRTH	

ADDRESS	CITY	STATE	ZIP

Why can't the above name individual safely operate a motor vehicle? List current unsafe driving behaviors you may have witnessed, all known medical ailments, or incident leading to this affidavit. (If additional space is required, please attach additional sheets. Also Note: We are required to release this document upon request by the individual names in the report.)

SIGNATURE #1	DATE	PHONE NO.

FIRST NAME (Physician/Official/Citizen)	LAST	TITLE(If Applicable)

ADDRESS	CITY	STATE	ZIP

SIGNATURE #2	DATE	PHONE

FIRST NAME (Citizen)	LAST

ADDRESS	CITY	STATE	ZIP

NOTARY: Subscribed and sworn to before me this date:

SIGNATURE:	MY COMMISSION EXPIRES: