

2019 Regular Session

HOUSE BILL NO. 157

BY REPRESENTATIVE STAGNI

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MTR VEHICLE/DRIVER LIC: Changes requirements for Class "E" temporary instructional permits

1 AN ACT

2 To amend and reenact R.S. 32:402.1(E)(1), (2), (5), and (6) and to enact R.S.
3 32:402.1(E)(7), relative to Class "E" temporary instructional permits; to change
4 when Class "E" temporary instructional permits are required; to provide for the
5 design on Class "E" temporary instructional permits; to provide for the surrender of
6 a Class "E" temporary instructional permit; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:402.1(E)(1), (2), (5), and (6) are hereby amended and reenacted
9 and R.S. 32:402.1(E)(7) is hereby enacted to read as follows:

10 §402.1. Driver education; required

11 * * *

12 E.(1) Any person who is at least of age to participate in the classroom
13 instruction portion of a driver education course, driver training program, or a
14 prelicensing training course shall apply to the department for a Class "E" temporary
15 instructional permit prior to ~~enrolling in any driver education course, driver training
16 program, or prelicensing training course~~ the administration of the knowledge test.

17 The application for a Class "E" temporary instructional permit shall be in accordance
18 with R.S. 32:409.1 and 410. The fee for a Class "E" temporary instructional permit
19 shall be the same as the fee for a Class "E" driver's license. The Class "E" temporary
20 instructional permit issued pursuant to this Section shall contain a highly visible

1 distinctive color or restriction code that clearly indicates the permit has been issued
2 for the purpose of on-road driving skills instruction with a Department of Public
3 Safety and Corrections certified driving instructor.

4 (2) A person shall be required to possess a Class "E" temporary instructional
5 permit in order to ~~enroll in any driver education course, driver training program, or~~
6 ~~prelicensing training course~~ participate in the administration of the knowledge test,
7 operate a motor vehicle during on-road driving skills instruction, or participate in the
8 administration of an on-road driving skills test.

9 * * *

10 (5) Upon successful completion of a driver education course, driver training
11 program, or prelicensing training course and the knowledge test, a person who is
12 ineligible for a permanent license pursuant to R.S. 32:407, shall surrender a Class
13 "E" temporary instructional permit issued pursuant to this Subsection to the
14 department and apply for the issuance of ~~an age-appropriate~~ a learner's license. The
15 department shall not charge a fee for a learner's license issued in connection with the
16 surrender of a Class "E" temporary instructional permit.

17 (6) Upon successful completion of a driver education course, driver training
18 program, or prelicensing training course, and the knowledge and on-road driving
19 skills test, a person who is eligible for a permanent license pursuant to R.S. 32:407,
20 shall surrender their Class "E" temporary instructional permit issued pursuant to this
21 Section to the department and apply for the issuance of a permanent license. The
22 department shall not charge a fee for a license issued in connection with the
23 surrender of a Class "E" temporary instructional permit.

24 ~~(6)~~ (7) The Class "E" temporary instructional permit issued pursuant to this
25 Subsection shall not be required for any person to enroll in a driver education course,
26 driver training program, or prelicensing course administered in conjunction with a
27 National Guard Youth Challenge Program. A person enrolled in a driver education
28 course, driver training program, or prelicensing course administered in conjunction
29 with a National Guard Youth Challenge Program may operate a motor vehicle on the

1 public highways of this state without a Class "E" temporary instructional permit
 2 provided that such person is accompanied by an instructor of driver education and
 3 safety.

4 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 157 Engrossed

2019 Regular Session

Stagni

Abstract: Changes requirements for obtaining a Class "E" temporary instructional permit.

Present law requires a person apply for a Class "E" temporary instructional permit prior to enrolling in any driver education course, driver training program, or prelicensing training course.

Proposed law modifies present law by requiring a person to apply for a Class "E" temporary instructional permit prior to the administration of the knowledge test, instead of enrolling in a driver education course, driver training program, or prelicensing training course.

Proposed law requires the Class "E" temporary instructional permit contain a highly visible distinctive color or restriction code that clearly indicates the permit has been issued for the purpose of participating in the administration of on-road driving skills training.

Present law requires a person to possess a Class "E" temporary instructional permit in order to enroll in any driver education course, driver training program, or prelicensing training course.

Proposed law modifies present law by requiring a person to possess a Class "E" temporary instructional permit in order to participate in the administration of the knowledge test, operate a motor vehicle during on-road driving skills training, or participate in the administration of the on-road driving skills test. Proposed law removes the provision that required the enrollment in a driver education course, driver training program, or prelicensing training course to possess a Class "E" temporary instructional permit.

Present law requires a person who has successfully completed a driver education course, driver training program, or prelicensing training course to surrender their Class "E" temporary instructional permit and apply for an age appropriate learner's license.

Proposed law modifies present law by requiring a person who has successfully completed a driver education course, driver training program, or prelicensing training course and is not eligible for a permanent license to surrender their Class "E" temporary instructional permit and apply for a learner's license.

Proposed law requires a person who has successfully completed a driver education course, driver training program, or prelicensing training course and is eligible for a permanent license to surrender their Class "E" temporary instructional permit and apply for a permanent license.

Proposed law further requires the Dept. of Public Safety and Corrections waive the fee for the permanent license issued in connection with the surrender of a Class "E" temporary instructional permit.

(Amends R.S. 32:402.1(E)(1), (2), (5), and (6); Adds R.S. 32:402.1(E)(7))