SLS 16RS-1018 ORIGINAL

2016 Regular Session

SENATE BILL NO. 445

BY SENATOR HEWITT

MOTOR VEHICLES. Provides relative to driver education. (8/1/16)

| 1 | AN ACT |
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| 2 | To amend and reenact R.S. 32:402.1(A) and to enact R.S. 32:402.1(B), relative to motor |
| 3 | vehicles; to provide relative to the requirements for driver education; to provide for |
| 4 | an online course to complete the classroom instruction component; and to provide |
| 5 | for related matters. |
| 6 | Be it enacted by the Legislature of Louisiana: |
| 7 | Section 1. R.S. 32:402.1(A) is hereby amended and reenacted and R.S. 32:402.1(B) |
| 8 | is hereby enacted to read as follows: |
| 9 | §402.1. Driver education; required |
| 10 | A. No application for a license for the operation of a motor vehicle shall be |
| 11 | received from any person making application for the first time unless there is also |
| 12 | submitted with the application, on a form approved by the secretary of the |
| 13 | Department of Public Safety and Corrections, public safety services, written |
| 14 | evidence of the successful completion by the applicant of one of the following: |
| 15 | (1)(a) A "driver education course" for any person under the age of eighteen, |
| 16 | which shall consist of not less than eight twelve hours of actual driving instruction |
| 17 | and thirty, ten hours of classroom instruction, and completion of an online driver |

Corrections, public safety services. A person shall not be allowed to receive more than four hours of actual driving instruction on any single calendar day. The Department of Public Safety and Corrections, public safety services, shall establish rules and regulations to administer and define the requirements of the course. The rules and regulations established by the Department of Public Safety and Corrections, public safety services, shall provide for instruction relative to the economic effects of littering. Oversight review of these rules shall be conducted by the House and Senate committees on transportation, highways and public works in accordance with the Administrative Procedure Act.

- (b) Upon completion of the required supervised driving practice pursuant to R.S. 32:405.1 and 407, a properly licensed and contracted third-party tester may administer the on-road driving skills test to the student. Upon successful completion, such third-party tester shall provide the student with a department approved certificate of successful completion in a sealed envelope to be delivered to the department.
- (2) A "prelicensing training course" from any person eighteen years or older if a driver education course is not completed. The prelicensing training course shall consist of a minimum of six ten hours of classroom instruction, completion of an online driver education class to be established by the Department of Public Safety and Corrections, public safety services, and a minimum of eight twelve hours of actual driving instruction. A person shall not be allowed to receive more than four hours of actual driving instruction on any single calendar day. The Department of Public Safety and Corrections, public safety services, shall establish rules and regulations to administer and define the requirements of the course. Oversight review of these rules shall be conducted by the House and Senate committees on transportation, highways and public works in accordance with the Administrative Procedure Act. The rules shall provide for:
 - (a) Licensing or contractual requirements for third-party training schools and

1 high school instructors. 2 (b) Course content and presentation, including content relative to the economic effects of littering. 3 (c) Instructor qualifications and certification. 4 5 (d) Classroom size and facilities. (e) Certificates of completion. 6 7 (f) Required records and reporting. 8 (g) Penalties for noncompliance of the mandatory instructional and driving 9 requirements and penalties for the falsification of documents and certificates. 10 (h) Repealed by Acts 2011, No. 294, §6, eff. August 15, 2011. 11 (3)(a) Repealed by Acts 2011, No. 294, §6, eff. August 15, 2011. (b) Repealed by Acts 2011, No. 294, §6, eff. August 15, 2011. 12 13 (c) The Department of Public Safety and Corrections, public safety services, shall establish the portion of the "driver education course" or "prelicensing training 14 course" relative to the economic effects of littering in conjunction with Keep 15 16 Louisiana Beautiful, Inc. B. The Department of Public Safety and Corrections, public safety 17 services, shall establish an approved online course for the classroom instruction 18 19 component required for the "driver education course" and the "prelicensing 20 training course". 21

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Sharon F. Lyles.

DIGEST 2016 Regular Session

SB 445 Original

Hewitt

<u>Present law</u> requires applicants for a driver's license who are under 18 years of age to complete a "driver education course" consisting of not less than eight hours of actual driving instruction and 30 hours of classroom instruction.

<u>Proposed law</u> increases the duration of actual driving instruction to 12 hours, decreases the classroom instruction to ten hours, and adds a requirement to complete an online driver education course to be established by the DPSC, public safety services.

Present law requires applicants for a driver's license who are 18 years of age or older to

Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

complete a "prelicensing training course" consisting of not less than eight hours of actual driving instruction and six hours of classroom instruction.

<u>Proposed law</u> increases the duration of actual driving instruction to 12 hours, increases the classroom instruction to ten hours, and adds a requirement to complete an online driver education course to be established by the DPSC, public safety services.

<u>Proposed law</u> requires the DPSC, public safety services, to establish an approved online course for the classroom instruction component required for the "driver education course" and the "prelicensing training course".

Effective August 1, 2016.

(Amends R.S. 32:402.1(A); adds R.S. 32:402.1(B))