

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 923

2024 Regular Session

Boyer

MTR VEHICLE/DRIVER LIC: Provides relative to requirements for private training and driving instructor schools

Synopsis of Senate Amendments

1. Makes technical changes.
2. Adds definitions as it relates to a driving instructor training school or agency for a Class D or E license, or a person providing driving courses for a Class D or E license.

Digest of Bill as Finally Passed by Senate

Present law requires that every person desiring to train or instruct in driving courses file a written application with the deputy secretary.

Proposed law modifies present law by changing the governing authority from the deputy secretary to the commissioner.

Present law requires the deputy secretary of the Dept. of Public Safety and Corrections, public safety services, to establish rules and regulations governing the issuance and revocation of requirements and qualifications of each applicant and enumerating the terms of the contract and causes of suspension or revocation of the contract and possible fines for violations in accordance with the Administrative Procedure Act and subject to oversight review by the House and Senate committees on transportation, highways and public works.

Proposed law modifies present law by changing the governing authority from the deputy secretary to the commissioner and changes the Dept. of Public Safety and Corrections, public safety services to the office of motor vehicles.

Proposed law changes the provisions that establish rules and regulations governing the issuance and revocation of requirements and qualifications of each applicant and enumerating the terms of the contract and causes of suspension or revocation of the contract and possible fines for violations in present law to the rules and regulations in accordance with the Administrative Procedure Act and subject to oversight review by the House and Senate committees on transportation, highways and public works, for:

- (1) The issuance, suspension, or revocation of licenses.
- (2) The requirements and qualifications of each applicant for a contract.
- (3) The establishment of terms, manner, and location of instruction and testing.
- (4) The establishment of the causes of suspension or revocation of the license and the contract and the imposition of a fine not to exceed \$1,500 pursuant to a schedule, any violation of statutory law, rules, and regulations or the terms of the contract.

Present law requires that the deputy secretary charge a fee of \$25 for each school or agency. Additionally, the deputy secretary will charge a fee of \$10 for each additional instructor the school or agency may employ.

Proposed law modifies present law by changing the deputy secretary to the commissioner.

Proposed law provides the following definition, as it relates to a driving instructor training school or agency for a Class D or E license, or a person providing driving courses for a Class D or E license:

- (1) "Principal" means a person or provider who has the primary responsibility for a driver education program at a school or agency.
- (2) "Third-party tester" means a person or entity licensed to provide driving courses with which the Department who has executed a contract with the Department to administer knowledge and road-skills test required by Louisiana law for driver's license issuance.
- (3) "Third-party examiner" means a person employed by a third-party tester who is licensed as an instructor and is also authorized by a contract with the state to administer the knowledge and road-skills test for Class D and E license.
- (4) "Engaged in the business of operating a private driving instructor training school or agency" means any person or entity who applies to or contracts with the office of motor vehicles to operate a driving instructor training school or agency pursuant to present law and any current or prospective employee who works for any such business including but not limited to an instructor, an examiner, or any staff member who has access to the students' records.

(Amends R.S. 40:1461(B), (C) and (D); Adds (G))