

2016 Regular Session

SENATE BILL NO. 349

BY SENATOR CARTER

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

1 AN ACT

2 To amend and reenact R.S. 32:402.1(A)(1)(a) and (2)(a), relative to driver's education; to  
3 require the Department of Public Safety and Corrections, public safety services, to  
4 adopt rules relative to fees and payment methods available to students for driver  
5 education courses; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:402.1(A)(1)(a) and (2)(a) are hereby amended and reenacted to  
8 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 hours of actual driving instruction and thirty  
17 hours of classroom instruction. A person shall not be allowed to receive more than

1 four hours of actual driving instruction on any single calendar day. The Department  
 2 of Public Safety and Corrections, public safety services, shall establish rules and  
 3 regulations to administer and define the requirements of the course, **including fees**  
 4 **and payment methods available to students for driver education courses**. The  
 5 rules and regulations established by the Department of Public Safety and  
 6 Corrections, public safety services, shall provide for instruction relative to the  
 7 economic effects of littering. Oversight review of these rules shall be conducted by  
 8 the House and Senate committees on transportation, highways and public works in  
 9 accordance with the Administrative Procedure Act.

10 \* \* \*

11 (2) A "prelicensing training course" from any person eighteen years or older  
 12 if a driver education course is not completed. The prelicensing training course shall  
 13 consist of a minimum of six hours of classroom instruction and a minimum of eight  
 14 hours of actual driving instruction. A person shall not be allowed to receive more  
 15 than four hours of actual driving instruction on any single calendar day. The  
 16 Department of Public Safety and Corrections, public safety services, shall establish  
 17 rules and regulations to administer and define the requirements of the course.  
 18 Oversight review of these rules shall be conducted by the House and Senate  
 19 committees on transportation, highways and public works in accordance with the  
 20 Administrative Procedure Act. The rules shall provide for:

21 (a) Licensing or contractual requirements for third-party training schools and  
 22 high school instructors, **including fees and payment methods available to students**  
 23 **for driver education courses**.

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

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Present law requires individuals who apply for a driver's license to submit written evidence of successful completion of either a "driver education course" or "prelicensing training course".

Present law requires the Department of Public Safety and Corrections, public safety services, to establish rules and regulations to administer and define the requirements of driver education and prelicensing training courses including the licensing or contractual requirements for driving schools.

Proposed law retains present law and requires the rules and regulations to include fees and payment methods available to students for driver education courses.

Effective August 1, 2016.

(Amends R.S. 32:402.1(A)(1)(a) and (2)(a))