

House File 2466

S-5205

1 Amend House File 2466, as passed by the House, as  
2 follows:

3 1. Page 3, after line 21 by inserting:

4 <Sec. \_\_\_\_\_. NEW SECTION. 321.179 Driver education  
5 — teaching parent.

6 1. *Teaching parent.* As an alternative to the  
7 driver education requirements under section 321.178,  
8 a teaching parent may instruct a student in a driver  
9 education course that meets the requirements of this  
10 section and provide evidence that the requirements  
11 under this section have been met.

12 2. *Definitions.* For purposes of this section:

13 a. *"Approved course"* means driver education  
14 curriculum approved by the department pursuant to rules  
15 adopted under chapter 17A. An approved course shall,  
16 at a minimum, meet the requirements of subsection 3  
17 and be appropriate for teaching-parent-directed driver  
18 education and related street or highway instruction.  
19 Driver education materials that meet or exceed  
20 standards established by the department for an approved  
21 course in driver education for a public or private  
22 school shall be approved unless otherwise determined by  
23 the department. The list of approved courses shall be  
24 posted on the department's internet website.

25 b. *"Student"* means a person between the ages of  
26 fourteen and twenty-one years who is within the custody  
27 and control of the teaching parent and who satisfies  
28 preliminary licensing requirements of the department.

29 c. *"Teaching parent"* means a parent, guardian,  
30 or legal custodian of a student who is currently  
31 providing competent private instruction to the student  
32 pursuant to section 299A.2 or 299A.3 and who provided  
33 such instruction to the student during the previous  
34 year; who has a valid driver's license, other than a  
35 motorized bicycle license or a temporary restricted  
36 license, that permits unaccompanied driving; and who  
37 has maintained a clear driving record for the previous  
38 two years. For purposes of this paragraph, "clear  
39 driving record" means the individual has not been  
40 identified as a candidate for suspension of a driver's  
41 license under the habitual offender provisions of the  
42 department's regulations; is not subject to a driver's  
43 license suspension, revocation, denial, cancellation,  
44 disqualification, or bar; and has no record of a  
45 conviction for a moving traffic violation determined to  
46 be the cause of a motor vehicle accident.

47 3. *Course of instruction.*

48 a. An approved course administered by a teaching  
49 parent shall consist of, but not be limited to, the  
50 following:

1 (1) Thirty clock hours of classroom instruction.  
2 (2) Forty hours of street or highway driving  
3 including four hours of driving after sunset and before  
4 sunrise while accompanied by the teaching parent.  
5 (3) Four hours of classroom instruction concerning  
6 substance abuse.  
7 (4) A minimum of twenty minutes of instruction  
8 concerning railroad crossing safety.  
9 (5) Instruction relating to becoming an organ  
10 donor under the revised uniform anatomical gift Act as  
11 provided in chapter 142C.  
12 (6) Instruction providing an awareness about  
13 sharing the road with bicycles and motorcycles.  
14 b. The content of the course of instruction  
15 required under this subsection shall be equivalent  
16 to that required under section 321.178. However,  
17 reference and study materials, physical classroom  
18 requirements, and extra vehicle safety equipment  
19 required for instruction under section 321.178 shall  
20 not be required for the course of instruction provided  
21 under this section.  
22 4. *Course completion and certification.* Upon  
23 application by a student for an intermediate license,  
24 the teaching parent shall provide evidence showing  
25 the student's completion of an approved course and  
26 substantial compliance with the requirements of  
27 subsection 3 by affidavit signed by the teaching  
28 parent on a form to be provided by the department. The  
29 evidence shall include all of the following:  
30 a. Documentation that the instructor is a teaching  
31 parent as defined in subsection 2.  
32 b. Documentation that the student is receiving  
33 competent private instruction under section 299A.2  
34 or the name of the school district within which the  
35 student is receiving instruction under section 299A.3.  
36 c. The name of the approved course completed by the  
37 student.  
38 d. An affidavit attesting to satisfactory  
39 completion of course work and street or highway driving  
40 instruction.  
41 e. Copies of written tests completed by the  
42 student.  
43 f. A statement of the number of classroom hours of  
44 instruction.  
45 g. A log of completed street or highway driving  
46 instruction including the dates when the lessons were  
47 conducted, the student's and the teaching parent's name  
48 and initials noted next to each entry, notes on driving  
49 activities including a list of driving deficiencies and  
50 improvements, and the duration of the driving time for

1 each session.

2 5. *Intermediate license.* Any student who  
3 successfully completes an approved course as  
4 provided in this section, passes a driving test to  
5 be administered by the department, and is otherwise  
6 qualified under section 321.180B, subsection 2, shall  
7 be eligible for an intermediate license pursuant  
8 to section 321.180B. Twenty of the forty hours of  
9 street or highway driving instruction required under  
10 subsection 3, paragraph "a", subparagraph (2), may  
11 be utilized to satisfy the requirement of section  
12 321.180B, subsection 2.

13 6. *Full license.* A student must comply with  
14 section 321.180B, subsection 4, to be eligible for a  
15 full driver's license pursuant to section 321.180B.

16 Sec. \_\_\_\_\_. Section 321.180B, subsection 2, Code  
17 2009, is amended to read as follows:

18 2. *Intermediate license.*

19 a. The department may issue an intermediate  
20 driver's license to a person sixteen or seventeen years  
21 of age who possesses an instruction permit issued  
22 under subsection 1 or a comparable instruction permit  
23 issued by another state for a minimum of six months  
24 immediately preceding application, and who presents  
25 an affidavit signed by a parent or guardian on a form  
26 to be provided by the department that the permittee  
27 has accumulated a total of twenty hours of street or  
28 highway driving of which two hours were conducted after  
29 sunset and before sunrise and the street or highway  
30 driving was with the permittee's parent, guardian,  
31 instructor, a person certified by the department,  
32 or a person at least twenty-five years of age who  
33 had written permission from a parent or guardian to  
34 accompany the permittee, and whose driving privileges  
35 have not been suspended, revoked, or barred under  
36 this chapter or chapter 321J during, and who has been  
37 accident and violation free continuously for, the  
38 six-month period immediately preceding the application  
39 for an intermediate license. An applicant for an  
40 intermediate license must meet the requirements of  
41 section 321.186, including satisfactory completion of  
42 driver education as required in section 321.178 or  
43 321.179, and payment of the required license fee before  
44 an intermediate license will be issued.

45 b. A person issued an intermediate license must  
46 limit the number of passengers in the motor vehicle  
47 when the intermediate licensee is operating the motor  
48 vehicle to the number of passenger safety belts.

49 c. Except as otherwise provided, a person issued  
50 an intermediate license under this subsection who

1 is operating a motor vehicle between the hours of  
2 twelve-thirty a.m. and five a.m. must be accompanied  
3 by a person issued a driver's license valid for the  
4 vehicle operated who is the parent or guardian of  
5 the permittee, a member of the permittee's immediate  
6 family if the family member is at least twenty-one  
7 years of age, an approved driver education instructor,  
8 a prospective driver education instructor who is  
9 enrolled in a practitioner preparation program with a  
10 safety education program approved by the state board of  
11 education, or a person at least twenty-five years of  
12 age if written permission is granted by the parent or  
13 guardian, and who is actually occupying a seat beside  
14 the driver. However, a licensee may operate a vehicle  
15 to and from school-related extracurricular activities  
16 and work without an accompanying driver between the  
17 hours of twelve-thirty a.m. and five a.m. if such  
18 licensee possesses a waiver on a form to be provided by  
19 the department. An accompanying driver is not required  
20 between the hours of five a.m. and twelve-thirty a.m.>

21 2. Page 3, line 23, by striking <This Act> and  
22 inserting <The section of this Act amending section  
23 321.178,>

24 3. Title page line 1, after <relating to> by  
25 inserting <driver's education, including teaching  
26 parents and>

27 4. By renumbering as necessary.

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