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SENATE FILE 2345  
BY KRAMER

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to driver education instruction.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2345

1 Section 1. Section 321.178, subsection 1, unnumbered  
2 paragraph 1, Code 1995, is amended to read as follows:

3 An The department shall approve, by January 1, 1997, in  
4 consultation with the department of education, the  
5 instructional requirements for and the programming contents of  
6 a driver education course. An individual shall not be  
7 required to be a licensed teacher or hold a driver education  
8 endorsement in order to teach an approved driver education  
9 course in a public or nonpublic school or at a private or  
10 commercial driver education school licensed by the department.  
11 An approved driver education course as programmed by the  
12 department of-education shall consist of at least thirty clock  
13 hours of classroom instruction, and six or more clock hours of  
14 laboratory instruction of which at least three clock hours  
15 shall consist of street or highway driving. Classroom  
16 instruction shall include all of the following:

17 Sec. 2. Section 321.178, subsection 1, unnumbered  
18 paragraph 5, Code 1995, is amended to read as follows:

19 Any person who successfully completes an approved driver  
20 education course at a private or commercial driver education  
21 school licensed by the department, shall likewise be eligible  
22 for a driver's license at the age of sixteen years, providing  
23 the instructor in charge of the student's training has  
24 satisfied the educational requirements ~~for-a-teaching~~  
25 ~~certificate-at-the-secondary-level-and-holds-a-valid~~  
26 ~~certificate-to-teach-driver-education-in-the-public-schools-of~~  
27 ~~Iowa~~ as determined by the department.

28 Sec. 3. Section 321.180, subsection 1, paragraph b, Code  
29 1995, is amended to read as follows:

30 b. Except as otherwise provided, a permittee who is  
31 sixteen years of age or older must be accompanied by a person  
32 issued a motor vehicle license valid for the vehicle operated  
33 who is at least eighteen years of age and who is actually  
34 occupying a seat beside the driver. Except as otherwise  
35 provided, a permittee who is less than sixteen years of age

1 must be accompanied by a person issued a motor vehicle license  
2 valid for the vehicle operated who is the parent or guardian  
3 of the permittee, member of the permittee's immediate family  
4 if the family member is at least twenty-one years of age, an  
5 approved driver education instructor, ~~a prospective driver~~  
6 ~~education instructor who is enrolled in a practitioner~~  
7 ~~preparation program with a safety education program approved~~  
8 ~~by the state board of education,~~ or a person who is twenty-  
9 five years of age or more if written permission is granted by  
10 the parent or guardian, and who is actually occupying a seat  
11 beside the driver.

12 However, if the permittee is operating a motorcycle, the  
13 accompanying person must be within audible and visual  
14 communications distance from the permittee and be accompanying  
15 the permittee on or in a different motor vehicle. Only one  
16 permittee shall be under the immediate supervision of an  
17 accompanying qualified person, unless the qualified person is  
18 an approved motorcycle or driver education instructor ~~or a~~  
19 ~~prospective motorcycle or driver education instructor who is~~  
20 ~~enrolled in a practitioner preparation program with a safety~~  
21 ~~education program approved by the state board of education,~~  
22 and the permittee is enrolled in an approved motorcycle or  
23 driver education course, in which case no more than three  
24 students shall be under the immediate supervision of each  
25 instructor while on the highway.

26 EXPLANATION

27 This bill strikes a provision in the Code that requires a  
28 driver education instructor teaching at a private or  
29 commercial driver education school to have a valid license to  
30 teach at the secondary level and a certificate to teach driver  
31 education in the public schools of Iowa. The bill also  
32 strikes a provision that includes a prospective driver  
33 education instructor, who is enrolled in a practitioner  
34 preparation program with a safety education program approved  
35 by the state board of education, in the list of people who may

1 accompany or supervise a driver who is operating a vehicle or  
2 motorcycle under an instruction permit.

3 In addition, the instruction and programming responsibility  
4 for the approved driver education course is transferred from  
5 the department of education to the department of  
6 transportation. The department of transportation is directed  
7 to develop, approve, and implement by January 1, 1997, in  
8 consultation with the department of education, the  
9 instructional requirements for and the programming contents of  
10 a driver education course.

11 The bill stipulates that an individual does not have to be  
12 a licensed teacher or hold an endorsement to teach driver  
13 education in a public or nonpublic school or at a private or  
14 commercial driver education school. The current Code  
15 requirements for an approved driver education course remain  
16 unchanged.

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