

JAN 29 2002
EDUCATION

HOUSE FILE 2164
BY JOHNSON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to offering or making available a driver
2 education course to students not residing in the school
3 district.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2164

1 Section 1. Section 321.178, subsection 1, unnumbered
2 paragraphs 3 and 4, Code Supplement 2001, are amended to read
3 as follows:

4 Every public school district in Iowa shall offer or make
5 available to all students ~~residing-in-the-school-district-or~~
6 ~~Iowa-students-attending-a-nonpublic-school-in-the-district~~ an
7 approved course in driver education. The courses may be
8 offered at sites other than at the public school, including
9 nonpublic school facilities within the public school
10 districts. An approved course offered during the summer
11 months, on Saturdays, after regular school hours during the
12 regular terms or partly in one term or summer vacation period
13 and partly in the succeeding term or summer vacation period,
14 as the case may be, shall satisfy the requirements of this
15 section to the same extent as an approved course offered
16 during the regular school hours of the school term. A student
17 who successfully completes and obtains certification in an
18 approved course in driver education or an approved course in
19 motorcycle education may, upon proof of such fact, be excused
20 from any field test which the student would otherwise be
21 required to take in demonstrating the student's ability to
22 operate a motor vehicle. A student shall not be excused from
23 any field test if a parent, guardian, or instructor requests
24 that a test be administered. Street or highway driving
25 instruction may be provided by a person qualified as a
26 classroom driver education instructor or a person certified by
27 the department of transportation and authorized by the board
28 of educational examiners. A person shall not be required to
29 hold a current Iowa teacher or administrator license at the
30 elementary or secondary level or to have satisfied the
31 educational requirements for an Iowa teacher license at the
32 elementary or secondary level in order to be certified by the
33 department of transportation or authorized by the board of
34 educational examiners to provide street or highway driving
35 instruction. A final field test prior to a student's

1 completion of an approved course shall be administered by a
2 person qualified as a classroom driver education instructor.
3 The department of transportation shall adopt rules pursuant to
4 chapter 17A to provide for certification of persons qualified
5 to provide street or highway driving instruction. The board
6 of educational examiners shall adopt rules pursuant to chapter
7 17A to provide for authorization of persons certified by the
8 department of transportation to provide street or highway
9 driving instruction.

10 "Student", for purposes of this section, means a person
11 between the ages of fourteen years and twenty-one years who
12 ~~resides in the public school district and~~ who satisfies the
13 preliminary licensing requirements of the department of
14 transportation.

15 EXPLANATION

16 This bill expands the requirement of a school district to
17 offer or make available a driver education course by modifying
18 the definition of "student" to include both students residing
19 in the district and those not residing in the district.

20 The bill may include a state mandate as defined in Code
21 section 25B.3.

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