

Rule 375-5-2-.20 Qualifications of Driver Training Instructors

- (1) Every driver training school instructor shall be a person of good moral character, and at least ~~twenty-one~~21 years of age.
- (2) Every driver training school instructor applicant, at time of application, shall possess a valid driver's license. Said license must be the same class of license for the driver training class being taught.
 - (a) No driver training school instructor applicant will be approved if his or her driver's license has been suspended within one-~~(1)~~ year prior to making application for a conviction or combination of convictions directly related to the operation of a motor vehicle.
 - (b) No driver training school instructor applicant will be approved if his or her driver's license has been suspended two-~~(2)~~ or more times within five-~~(5)~~ years prior to making application for a conviction or combination of convictions directly related to the operation of a motor vehicle.
 - (c) No person with a conviction of a felony or any other crime involving violence or a crime of moral turpitude, or a pattern or misdemeanors that evidences a disregard for the law, will be licensed unless he or she has received a pardon and can produce evidence of same. For the purposes of this chapter, a plea of nolo contendere shall be considered to be a conviction. For the purposes of this chapter, a conviction for which a person has been free from custody and free from supervision for at least ~~ten~~ ~~(10)~~ years will not be considered, unless the conviction is for an offense which is a dangerous sexual offense as defined in O.C.G.A. § 42-1-12 or the criminal offense was committed against a victim who was a minor at the time of the offense.
- (3) ~~Every application for an instructor's license must be accompanied by a physical examination report and the drug screening laboratory report, administered within thirty (30) days prior to the application, on a form prescribed and furnished by the Department.~~ Every application for an instructor's certification must be accompanied by a laboratory report for drug screening prescribed by the department and administered within 30 days prior to application submission.
- (4) Every applicant must:
 - (a) Present to the Department an official transcript from a college or university which indicates that the applicant has earned such college credits in driver education and safety; or
 - (b) Successfully complete a written examination administered by the Department, which will test the applicant's knowledge in the field of driver education and his or her ability to impart driving skills and safety to students.
 - (c) Every instructor application shall be accompanied by one-~~(1)~~ 2 X 2 inch photograph of the applicant; the photograph shall be taken within ~~thirty (30)~~ days of the date of filing the application. The photograph must show a full view of the face, neck, shoulders and uncovered head.
- (5) The driver training instructor examination will be administered on the 2nd and 4th Thursday of each month at the Department headquarters unless specifically notified of change in schedule in advance.
- (6) Application for an examination must be accompanied by a fee of \$25.00 by money order, certified or cashier's check payable to the Department. The fee is non-refundable.

- (7) Applicants must pass this examination in three-~~(3)~~ attempts or within three-~~(3)~~ months of date of application, whichever comes first, or the application will be rejected.
- (8) Every application for an instructor's license must be accompanied by a fee of \$5.00, by money order, certified or cashier's check payable to the Department. Such fee shall be non-refundable if the application is denied.
- (9) Every application for a renewal of an instructor's license shall be made on a form prescribed by the Department and must be filed with the Department not more than ~~sixty~~ ~~(60)~~ days nor less than ~~ten~~ ~~(10)~~ days preceding the expiration date of the license. A fee of \$5.00 must accompany the application by money order, certified or cashier's check payable to the Department. Such fee shall be non-refundable if the application for renewal is denied.
- (10) The instructor's license will expire four years from date of issuance unless otherwise canceled, suspended, or revoked by the Department.
- (11) Any person whose instructor license has not been renewed within a one-year period shall re-qualify for a new instructor's license pursuant to these rules.

Authority: O.C.G.A. §§ 40-5-4, 40-16-2, ~~40-16-3, 40-16-4, 40-16-5, 40-5-101, 43-13-5, 43-13-6, 43-13-8.~~

SYNOPSIS

STATEMENT OF PURPOSE AND MAIN FEATURES OF PROPOSED RULE

The purpose of this amendment is to improve the application process for Driver Training Instructor applicants and DDS.

DIFFERENCE BETWEEN EXISTING AND PROPOSED RULES

Paragraph (3) removes the requirement of submitting a physical examination report to DDS as part of the application.