



## **Driver Education Rules**

[Authority: 47 O.S. § 6-105; 70 O. S. §§ 19-113 through 121]

### **Oklahoma Administrative Code: Title 210, Chapter 15: Curriculum and Instruction**

#### **210:15-19-1. Purpose**

This section outlines student eligibility, teacher qualifications, vehicle specifications, reporting and reimbursements, instructional time, and other requirements applicable to the Driver and Traffic Safety Education Program.

#### **210:15-19-2. Definitions**

**"Credential"** means endorsements, major and/or minor teaching areas, licenses, as well as professional, standard, provisional, temporary, and emergency certificates.

**"Simulators"** means a teaching method employing films, electronic and electro-mechanical devices, or other equipment designed to represent the driver's compartment of the automobile through which students develop proper judgment and behavior responses, as well as manipulative skills.

**"Multiple car driving range"** means an off-street area on which a number of cars are used simultaneously to provide laboratory instruction under supervision of one or more qualified instructors.

#### **210:15-19-3. Rules and Regulations [REVOKED]**

[Source: Revoked at 10 Ok Reg 2139, eff 5-4-93 (emergency); Revoked at 11 Ok Reg 1989, eff 5-26-94]

#### **210:15-19-4. Teacher qualifications**

Each teacher assigned to teach Driver and Traffic Safety Education in an accredited high school must have:

- (1) A valid Oklahoma Secondary, Elementary-Secondary, Library Media Specialist, Speech-Language Pathology or Vocational Technical License/Certificate;
- (2) A credential in Driver and Traffic Safety Education;
- (3) A valid Oklahoma Driver's License as verified by the Department of Public Safety;
- (4) The teacher shall meet the requirements in (1) and (2) of this subsection before the State Department of Education recommends to the State Department of Public Safety that an instructor's permit be issued. The Instructor Certification, Assurances, and Permit (ICAP) application shall be submitted to the State Aid Section. Provided the program meets all requirements and the teacher is properly qualified, the ICAP application will be forwarded to the Department of Public Safety to consider the instructor's driving record and to issue or renew a current driver education instructor's permit.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98]

### **210:15-19-5. Reporting**

The State Aid Section of the State Department of Education will furnish all forms of the required reports. There must be on file with the State Aid Section at the State Department of Education:

- (1) A copy of the current Instructor Certification, Assurances, and Permit (ICAP) application approved by both the State Department of Education and Department of Public Safety. Such approved application shall be prerequisite to any behind-the-wheel instruction. An approved application must be filed for the appropriate session(s) of the school year;
- (2) A copy of the Driver Education Application for Prior Year Reimbursement form shall be submitted to the State Department of Education to claim reimbursement. For reimbursement purposes, each student must receive 30 hours of classroom instruction and 6 hours of behind-the-wheel instruction.
- (3) Any other reports requested by the State Aid Section of the State Department of Education.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98; Amended at 16 Ok Reg 46, eff 10-9-98 (emergency); Amended at 16 Ok Reg 1174, eff 5-13-99]

### **210:15-19-6. Reimbursements**

- (a) Beginning with the reimbursement for the 1998-99 school year driver education program, and each year thereafter, the State Superintendent of Public Instruction shall allow to each school district the amount per pupil as stated in law, providing the driver education program was completed during the preceding fiscal year and is in accordance with 210:15-19-4 through 210:15-19-12. No fee shall be charged to the student if the driver education program is offered during the regular school day. Every public school qualifying for reimbursement shall, upon conclusion of a school year, submit a report showing the total students per program, and a statement that all of the minimum standards have been met. These reports must be filed on forms supplied by the State Department of Education.
- (b) No allowance shall be made under this act for the instruction of pupils in driver education unless the school district has complied with these rules and regulations governing the establishment, conduct, and scope of driver education.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98; Amended at 16 Ok Reg 46, eff 10-9-98 (emergency); Amended at 16 Ok Reg 1174, eff 5-13-99]

### **210:15-19-7. Instructional time requirements**

The Driver and Traffic Safety Education Program shall be conducted a minimum of 1 semester. Students to be counted by the school under these regulations for reimbursement shall receive a minimum of 30 hours of classroom instruction and a minimum of 6 hours of actual driving in the Driver and Traffic Safety Education vehicle, all under a qualified Driver and Traffic Safety education instructor.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98]

**210:15-19-8. Summer programs**

- (a) Summer School Driver Education shall comply with rules and regulations for summer high school. Schools desiring Summer School Driver Education shall make application on forms furnished for this purpose. The application shall be properly completed and filed with the State Aid Section, State Department of Education.
- (b) The summer session must be in compliance with 210:15-19-7, Instructional Time Requirements, and rules and regulations for summer high school
- (c) Application for Instructor Certification, Assurances, and Permit (ICAP) must be filed on forms furnished for this purpose and approved by the State Aid Section of the State Department of Education and the State Department of Public Safety before behind-the-wheel instruction begins.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 502, eff 10-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98; Amended at 16 Ok Reg 46, eff 10-9-98 (emergency); Amended at 16 Ok Reg 1174, eff 5-13-99]

**210:15-19-9. Simulation**

Simulators may be used to substitute for part of the time requirements in the behind-the-wheel phase of the program. Where such devices are used, a minimum of 3 hours instruction must be given in the vehicle, under actual driving conditions. The time spent on the simulator shall be at the ratio of 4 to 1 ... 4 hours on a simulator may be substituted for 1 hour of actual behind-the-wheel driving experience.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98]

**210:15-19-10. Scheduling**

- (a) Classroom instruction should be scheduled in keeping with the regular scheduling policy for other subjects in the school curriculum. It is highly recommended that the classroom, simulation (where used), and the behind-the-wheel instruction be integrated to the extent that each phase supplements the other.
- (b) Behind-the-wheel instruction should be scheduled in keeping with the needs of the students and, if possible, should be scheduled the same hour as classroom instruction. However, the driving phase of the class shall begin and end, with all students and the instructor, at the school.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94]

**210:15-19-11. Student eligibility**

- (a) Students who enroll in Driver and Traffic Safety Education in any public school of this state must show evidence that they are physically and mentally capable of receiving instruction and may profit from the course.
- (b) Any student receiving instruction in Driver and Traffic Safety Education, under the provisions of the law shall be:
  - (1) At least fifteen (15) years of age and a secondary school student.
  - (2) The student shall meet the requirements in (b) (1) of this section while regularly enrolled and certified by an instructor as a student taking a prescribed course of secondary school driver education, to operate a motor vehicle while accompanied by, and receiving instruction from said instructor who is actually occupying a seat beside the driver.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98; Amended at 17 Ok Reg 3415, eff 8-24-00 (emergency); Amended at 18 Ok Reg 3005, eff 7-12-01]

**210:15-19-12. Specifications for the vehicle**

- (a) All Driver and Traffic Safety Education (D/TSE) vehicles must be equipped with dual controls, sideview mirrors (right and left), and front and rear seat belts for all occupants of the vehicle.
- (b) All D/TSE vehicles shall be clearly identified "Student Driver" on front and back of vehicle in a clearly visible place. It is recommended that the letters be at least 4" high.

[Source: Added at 10 Ok Reg 2139, eff 5-4-93 (emergency); Added at 11 Ok Reg 1989, eff 5-26-94; Amended at 14 Ok Reg 2103, eff 3-31-97 (emergency); Amended at 15 Ok Reg 2533, eff 6-25-98]