

1 19A NCAC 03I .0501 is proposed for readoption without substantive changes as follows:

2
3 **19A NCAC 03I .0501 REQUIREMENTS**
4

5 (a) Each instructor of a commercial driver training school or branch shall:

- 6 (1) have at least four years of experience as a licensed operator of a motor vehicle;
- 7 (2) not have been convicted of a felony, or convicted of a misdemeanor involving moral turpitude, in
8 the ~~10 ten~~ years immediately preceding the date of application;
- 9 (3) not have had a revocation or suspension of his driver's license in the five years immediately
10 preceding the date of application;
- 11 (4) have graduated from high school or hold a high school equivalency certificate;
- 12 (5) not have had convictions for moving violations totaling five or more points in the three years
13 preceding the date of application;
- 14 (6) have completed the 80-contact-hour, community-college course for driver education teachers; an
15 equivalent course approved by the commissioner, or an Instructor Training Program conducted by
16 an approved Commercial Driver Training School within four years prior to application;
- 17 (7) successfully complete the written test administered by a Driver Education Specialist; (Allowed
18 only one retest)
- 19 (8) successfully complete the Miller Road Test given by a Driver Education Specialist; (Allowed only
20 one retest)
- 21 (9) be issued an instructor's learning permit, valid for a three month probationary period;
- 22 (10) submit a criminal background check from the Clerk of Court for each county of residence for the
23 past 10 years;
- 24 (11) be observed, evaluated, and recommended by a Driver Education Specialist within the three month
25 probationary period; and
- 26 (12) be exempt from the 80-contact-hour basic course, Miller Road Test, and the probationary period if
27 the applicant is an accredited driver education teacher with a current certificate based on the
28 requirements of the Department of Public Instruction and if he or she successfully completes the
29 written Commercial Driver Education exam with a score of 80 or above, and if the test is
30 administered by a Driver Education Specialist. The applicant is allowed only one retest.

31 (b) An applicant will be issued an instructor's learner's permit which will be valid for three months. To be eligible
32 for an instructor's learner's permit, the applicant shall meet requirements in Paragraph (a)(1) through (10) of this
33 Rule and shall:

- 34 (1) submit an Instructor Application with a sixteen dollar (\$16.00) application fee, copy of high
35 school diploma or high school equivalency certificate, and physical examination form;
- 36 (2) successfully conduct two hours of classroom instruction within the three-month probationary
37 period, while being observed and evaluated by a Driver Education Specialist, if the instructor

- 1 wants to be licensed as a classroom instructor;
- 2 (3) successfully conduct two hours of behind-the-wheel instruction within the three-month
- 3 probationary period, while being observed and evaluated by a Driver Education Specialist, if the
- 4 instructor wants to be licensed for behind the wheel instruction;
- 5 (4) be recommended by a Driver Education Specialist to receive an instructor's license;
- 6 (5) be exempt from Paragraph (b)(2), (3), and (4) of this Rule if the applicant is an accredited driver
- 7 education teacher with a current certificate based on the requirements of the Department of Public
- 8 Instruction.

9 (c) An instructor at an approved commercial driver training school may apply for an Instructor Trainer license. The

10 Instructor Trainer shall:

- 11 (1) have five consecutive years as an active licensed instructor;
- 12 (2) submit an application for Instructor Trainer License with a fee of eight dollars (\$8.00);
- 13 (3) complete two hours of classroom observation by a Driver Education Specialist while training
- 14 instructors, not driver education students;
- 15 (4) complete two hours of behind-the-wheel observation by a Driver Education Specialist while
- 16 training instructors, not driver education students;
- 17 (5) successfully complete the written test administered by a Driver Education Specialist; (Allowed
- 18 only one retest)
- 19 (6) successfully complete the Miller Road Test given by a Driver Education Specialist; (Allowed only
- 20 one retest)
- 21 (7) be recommended by a Driver Education Specialist;
- 22 (8) must requalify each school year.

23

24 *History Note: Authority G.S. 20-35; 20-322; 20-323; 20-324;*

25 *Eff. July 2, 1979;*

26 *Amended Eff. August 1, 2000; April 1, 1999; August 1, 1994; December 1, 1993; November 1,*

27 *1991; September 1, 1990.*

28

29