**TITLE 595. DEPARTMENT OF PUBLIC SAFETY**

**CHAPTER 40. DRIVER TRAINING AND IMPROVEMENT**

**RULEMAKING ACTION:**

Notice of proposed PERMANENT rulemaking

**PROPOSED RULES:**

595:40-1-2. Definitions [AMENDED]

595:40-1-3. Driver education instructor permit/license [AMENDED]

595:40-1-4. Qualifications for instructors [AMENDED]

595:40-1-6. Review of license and school [AMENDED]

595:40-1-9. Prescribed course of study [AMENDED]

595:40-1-15. Requirements for all driver education schools and classrooms except public schools [AMENDED]

595:40-1-16. Prohibited acts; conduct [AMENDED]

**SUMMARY:**

The proposed revisions clarify the definition for driver education instructor. The proposed rules provide for the ability of driver instructors to transfer a license from one location of a licensed school to another. The proposed rules update the procedures for obtaining a national criminal background check. Requirements related to the results of background checks are updated in response to HB 1373 (2019). The proposed rules update the requirements for motorcycle education instructors.

**AUTHORITY:**

Department of Public Safety; 47 O.S. §2-108.5

**COMMENT PERIOD:**

Persons wishing to express their views in writing may do so before 5:00 p.m. on March 17, 2022, at the following address: Latosha Carrillo, Legal Division, P.O. Box 11415, Oklahoma City, OK 73136, or latosha.carrillo@dps.ok.gov.

**PUBLIC HEARING:**

A public hearing will be held at 2:30 p.m. on March 18, 2022, at the Robert E. Lester Training Center, 3600 N. Martin Luther King Ave, Oklahoma City, OK 73111. Anyone wishing to speak must sign in at the door by 2:35 p.m.

**REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:**

The Department of Public Safety requests business entities affected by these proposed rules provide the Department, within the comment period described above, in dollar amounts if possible, the increase in the level of direct costs, revenue loss, or other costs expected to be incurred by said entities such as fees; and indirect costs such as reporting, recordkeeping, professional services, labor, construction, or equipment expected to be incurred by the entity due to compliance with the proposed rules. Business entities may submit this information before 5:00 p.m. on March 17, 2022, at the following address: Latosha Carrillo, Legal Division, P.O. Box 11415, Oklahoma City, OK 73136, or latosha.carrillo@dps.ok.gov.

**COPIES OF PROPOSED RULES:**

Copies of the proposed rules may be obtained from the Department of Public Safety, Legal Division, P.O. Box 11415, Oklahoma City, OK 73136, or latosha.carrillo@dps.ok.gov., or www.dps.ok.gov.

**RULE IMPACT STATEMENT:**

Pursuant to 75 O.S. §303(D) a rule impact statement will be prepared and will be available at the above address beginning March 2, 2022.

**CONTACT PERSON:**

Latosha Carrillo, Administrative Programs Officer III, 405-425-2148, latosha.carrillo@dps.ok.gov.