

TITLE 6 PRIMARY AND SECONDARY EDUCATION
CHAPTER 30 EDUCATIONAL STANDARDS - GENERAL REQUIREMENTS
PART 4 PROFESSIONAL QUALIFICATIONS TO TEACH DRIVER'S SAFETY FOR ELECTIVE
GRADUATION CREDIT

6.30.4.1 ISSUING AGENCY: Public Education Department
[12-31-98, 07-30-99; 6.30.4.1 NMAC - Rn, 6 NMAC 4.6.1.1, 05-31-01; A, 11-13-09]

6.30.4.2 SCOPE: This rule governs licensure for those individuals delivering instruction in driver education in the public schools.
[12-31-98; 6.30.4.2 NMAC - Rn, 6 NMAC 4.6.1.2, 05-31-01; A, 11-13-09]

6.30.4.3 STATUTORY AUTHORITY: This rule is adopted pursuant to Sections 22-2-1 and 22-2- 2 NMSA 1978 and subsection L of Section 66-7-506, NMSA, 1978.
[12-31-98; 6.30.4.3 NMAC - Rn, 6 NMAC 4.6.1.3, 05-31-01; A, 11-13-09]

6.30.4.4 DURATION: Permanent
[12-31-98; 6.30.4.4 NMAC - Rn, 6 NMAC 4.6.1.4, 05-31-01]

6.30.4.5 EFFECTIVE DATE: December 31, 1998
[12-31-98; 6.30.4.5 NMAC - Rn, 6 NMAC 4.6.1.5, 05-31-01]

6.30.4.6 OBJECTIVE: To establish rules developed cooperatively by the public education department and traffic safety bureau to implement the statutory requirement (66-7-506(L), NMSA 1978) that secondary schools must offer classroom instruction in defensive driving as an elective course for students and to develop licensure requirements for instructors of driver safety education to ensure that instruction is provided by trained and qualified teachers.
[12-31-98; 6.30.4.6 NMAC - Rn, 6 NMAC 4.6.1.6, 05-31-01; A, 11-13-09]

6.30.4.7 DEFINITIONS: [Reserved]
[12-31-98; 6.30.4.7 NMAC - Rn, 6 NMAC 4.6.1.7, 05-31-01]

6.30.4.8 IMPLEMENTATION:

A. Required qualification-driver safety instruction (classroom): Any individual teaching a driver education course in a New Mexico public school must.

- (1) possess a valid New Mexico teacher license appropriate for the age of students; and
- (2) possess a valid New Mexico driver's license; and
- (3) be free of any DWI convictions for the past five years; and
- (4) possess a certificate issued by the traffic safety bureau indicating completion of training in classroom instruction.

B. Required qualification - driver safety instructor (behind the wheel): Any individual providing behind the wheel instruction for elective credit in a public school must:

- (1) meet the qualifications listed under Subsection A of 6.30.4.8 NMAC; and
- (2) possess a certificate issued by the traffic safety bureau indicating completion of 40 hours of training in behind the wheel instruction.

[12-31-98; 6.30.4.8 NMAC - Rn, 6 NMAC 4.6.1.8, 05-31-01; A, 11-13-09]

6.30.4.9 COMPLIANCE MONITORING RESPONSIBILITIES: The public education department and the traffic safety bureau and the motor vehicle division have agreed to cooperate in the following manner to monitor compliance with this rule:

A. The public education department will monitor the requirement requiring instructions to have a current secondary teaching license.

B. With the cooperation of the public education department, the motor vehicle division will monitor the requirement that the instructor has a valid drivers license and is free from DWI convictions for 5 years.

C. With the cooperation of the public education department, the traffic safety bureau will monitor the requirement that instructors possess the training certificate. Temporary certificates - schools instructor: The traffic

safety bureau may establish procedures for the issuance of temporary certificates based on criteria established by the bureau.

[12-31-98; 6.30.4.9 NMAC - Rn, 6 NMAC 4.6.1.9, 05-31-01; A, 11-13-09]

HISTORY OF 6.30.4 NMAC:

PRE-NMAC HISTORY: The material in this regulation was derived from that previously filed with the State Records Center and Archives under: State Board of Education (SBE) Regulation 95-3, Professional Qualifications to Teach Driver's Safety Education for Elective Graduation Credit, filed April 18, 1995.