ATTACHMENT I

Statutory Citations Relating to Revisions to 19 TAC Chapter 176, Driver Training Schools, Subchapter CC, Commissioner's Rules on Minimum Standards for Operation of Texas Drug and Alcohol Driving Awareness Programs

Texas Education Code, Chapter 1001, Driver and Traffic Safety Education, Subchapter B, Powers and Duties, §1001.053, Powers and Duties of Commissioner.

(a) The commissioner shall:

(1) administer the policies of this chapter;

(2) enforce minimum standards for driver training schools under this chapter;

(3) adopt and enforce rules necessary to administer this chapter; and

(4) visit a driver training school or course provider and reexamine the school or course provider for compliance with this chapter.

(b) The commissioner may designate a person knowledgeable in the administration of regulating driver training schools to administer this chapter.

(c) The commissioner may adopt rules to ensure the integrity of approved driving safety courses and to enhance program quality.

Added by Acts 2003, 78th Leg., ch. 1276, §6.012(a), eff. Sept. 1, 2003.

Texas Education Code, Chapter 1001, Driver and Traffic Safety Education, Subchapter C, Curriculum, §1001.103, Drug and Alcohol Driving Awareness Programs.

(a) In this section, "drug and alcohol driving awareness program" means a course with emphasis on curricula designed to prevent or deter misuse and abuse of controlled substances.

(b) The agency shall develop standards for a separate school certification and approve curricula for drug and alcohol driving awareness programs that include one or more courses. Except as provided by agency rule, a program must be offered in the same manner as a driving safety course.

(c) The standards under Subsection (b) may require a course provider to evaluate procedures, projects, techniques, and controls conducted as part of the program.

(d) In accordance with Section 461.013(b), Health and Safety Code, the agency and the Texas Commission on Alcohol and Drug Abuse shall enter into a memorandum of understanding for the interagency approval of the required curricula.

(e) Notwithstanding Section 1001.056, Subchapter D, and Sections 1001.213 and 1001.303, the commissioner may establish fees in connection with the programs under this section. The fees must be in amounts reasonable and necessary to administer the agency's duties under this section.

Added by Acts 2003, 78th Leg., ch. 1276, §6.012(a), eff. Sept. 1, 2003.