

Any student of Cassia County Joint School District No. 151, younger than eighteen (18) years of age but at least fourteen and one-half (14 1/2) years of age, applying for a driver's license or an instruction permit must provide written verification from this district to the Idaho Department of Transportation that he or she is enrolled in school and meets this district's attendance requirements. Written verification will be obtained from the student's school.

In the event a student fails to meet the enrollment and attendance requirement of this policy, the building principal, or his or her designee will provide written notification on a form provided by the Idaho Department of Education (Form FTAS-2) to the student and his or her parent/guardian of this school district's intent to request that the Idaho Department of Transportation suspend the student's driving privileges because the student has dropped out of school and has failed to comply with the enrollment and attendance requirements.

The student or his or her parent/guardian will have fifteen (15) calendar days from the date of receipt of the above-mentioned notice to request a hearing before the building principal, or his or her designee for the purpose of reviewing the pending suspension of driving privileges. The requested hearing will be held within thirty (30) calendar days after the receipt of the request.

The building principal or his or her designee may grant a hardship waiver of the requirements of this policy for any student for whom a personal or family hardship requires that the student have a driver's license for his or her own or his or her family's employment or medical care. The building principal or his or her designee will take into account the recommendations of teachers, other school officials, guidance counselors or academic advisors prior to granting a waiver. Such hardship waiver must be requested by the student or the student's parent/guardian at the initial hearing.

If the building principal, or his or her designee, denies a hardship waiver, that decision may be appealed to the Board of Trustees for this school district within seven (7) calendar days of receipt of the principal's or designee's decision. The hearing before the board will be held at a mutually convenient time. The Board will have the authority to uphold the decision of the building principal, or his or her designee, or reverse the decision and grant the hardship waiver.

The Board authorizes the superintendent or designee to notify the Idaho Department of Transportation of all students not complying with enrollment and attendance requirements or who have been granted a hardship waiver.

Students of Mennonite and Amish faiths are not required to comply with school attendance requirements for purposes of obtaining an Idaho driver's license, driver training permit or instruction. Such students must be reported to the Idaho Department of Transportation as not being enrolled in school and not in compliance with this district's attendance policy. The Idaho Department of Transportation will make the determination as to whether a religious exemption applies.

This district shall provide the following information to the Idaho Department of Transportation on appropriate forms provided by the Idaho Department of Education:

1. The necessary verification that a student applying for a driver's license or instruction permit meets the requirements set forth in this policy at the request of a student (Form FTAS-1);
2. A request that the Idaho Department of Transportation suspend a student's driving privileges because the student has dropped out of school and has failed to comply with this district's enrollment and attendance requirements Form FTAS-3);
3. The names of students granted or denied hardship waivers under this policy;
4. Written verification that a student is again in compliance with the requirements of this policy;
5. Reports setting forth the number of:
 - a. Notifications issued of possible student driver's license suspensions based on nonattendance;
 - b. Requests to the Idaho Department of Transportation to suspend a driver's license; and
 - c. Student driver's licenses actually suspended.

**LEGAL REFERENCE:**

Idaho Code Sections

33-211 49-326

49-303 49-305

49-303A 49-310

Idaho Department of Transportation letter, October 4, 1996

Wisconsin v. Yoder, 406 US 205 (1972)**ADOPTED:** May 8, 2000**AMENDED:** October 25, 2011**REVIEWED:** January 18, 2018

*Reviewed by the Coordinator for Driver's Education, Idaho Department of Education, and the Driver's License Supervisor, Idaho Department of Transportation.

VERIFICATION OF COMPLIANCE

This is to verify that the below named student is in compliance with §49-303A Idaho Code.

Student's Full Name: _____

Street Address: _____

Mailing Address: _____
(If different only)

City: _____ State _____ Zip _____

Student's Date of Birth: _____

Date: _____ Signed: _____
Signature of School Principal or Designee

Title: _____

School Seal/Stamp }

FORM FTAS-1

**NOTIFICATION OF INTENT TO REQUEST
SUSPENSION OF DRIVER'S LICENSE AND PRIVILEGES**

Student's Full Name: _____ Date: _____
Address: _____
City: _____
State: _____
Zip: _____
Date of Birth: _____

Pursuant to §49-303A Idaho Code, the above named school intends to request that the Idaho Transportation Department suspend your driver's license and/or privileges for failure to attend school.

Failure to comply with §49-303A Idaho Code can result in a suspension of your driver's license and privilege to obtain a license or permit until you are 18 years old, or until you are in compliance.

You the student, your parents, guardian or custodian have 15 calendar days from the date of receipt of this notice to request a hearing for the purpose of reviewing your pending suspension of driving privileges. Requests for a hearing must be submitted to the school named above and will be held within 30 calendar days from receipt of the request.

Signature of School Principal or Designee

School Seal/Stamp }

CC: Parent, guardian or custodian of the student

FORM FTAS-2

NOTICE TO SUSPEND FOR NONCOMPLIANCE

WITH IDAHO CODE 49-303A

Student's Full Name: _____

Address: _____

City: _____

State: _____ Zip: _____

Date of Birth: _____

SSN or Driver's License # _____

(If known)

TO: IDAHO TRANSPORTATION DEPARTMENT

Notice is hereby given that the above named student is under eighteen (18) years of age and is not attending/enrolled in school. He/she has not received a waiver pursuant to or has not satisfactorily completed school as provided in §49-303A Idaho Code. The minor, parent, guardian or custodian has been given the opportunity to request a hearing;

____ Such hearing has not been requested

____ Such hearing has been held and the findings affirm non-compliance with
§49-303A Idaho Code.

You are therefore requested to immediately suspend the driving privileges of the above named minor as provided by law.

School Seal/Stamp }

Dated: _____

Signed: _____

School Principal or Designee

Title: _____

FORM FTAS-3