

## SECTION 405 GRADUATED DRIVER LICENSING INCENTIVE GRANTS

Year	2013	2014
Authorization (\$1,000s)	\$13.25	\$13.6

**Purpose:** To encourage States to adopt and implement effective graduated driver licensing laws.

**Eligibility:** 50 States, the District of Columbia (DC), Puerto Rico, and four territories are eligible for this grant. To receive a grant under this subsection, a State must have a graduated driver licensing law that meets specified criteria, including:

- (A) The State's graduated driver licensing law requires novice drivers younger than 21 years of age to comply with the 2-stage licensing process described in subparagraph (B) immediately below before receiving an unrestricted driver's license.
- (B) A State is in compliance with the required 2-stage licensing process if the State's driver license laws include:
- A learner's permit stage that:
    - ✓ Is at least six (6) months in duration;
    - ✓ Prohibits the driver from using a cellular telephone or any communications device in a non-emergency situation; and
    - ✓ Remains in effect until the driver either
      - Reaches 16 years of age and enters the intermediate stage; or
      - Reaches 18 years of age.
  - An intermediate stage that:
    - ✓ Commences immediately after the expiration of the learner's permit stage;
    - ✓ Is at least six (6) months in duration;
    - ✓ Prohibits the driver from using a cellular telephone or any communications device in a non-emergency situation;
    - ✓ Restricts driving at night;
    - ✓ Prohibits the driver from operating a motor vehicle with more than one (1) nonfamilial passenger younger than 21 unless a licensed driver who is at least 21 is in the motor vehicle; and
    - ✓ Remains in effect until the driver reaches 18 years of age.
  - Any other requirement prescribed by the Secretary, including:
    - ✓ In the learner's permit stage:
      - At least 40 hours of behind-the-wheel training with a licensed driver who is at least 21 years of age;
      - A driver training course; and
      - A requirement that the driver be accompanied and supervised by a licensed driver, who is at least 21 years of age, at all times while such driver is operating a motor vehicle; and

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- ✓ In the learner's permit or intermediate stage, a requirement that the grant of an unrestricted driver's license be automatically delayed for any individual who is convicted of a driving-related offense, including:
  - Driving while intoxicated;
  - Misrepresentation of his or her true age;
  - Reckless driving;
  - Driving without wearing a seat belt;
  - Speeding; or
  - Any other driving-related offense, as determined by the Secretary.

**Permitted Exceptions:** A State that otherwise meets the above requirements shall be deemed by the Secretary to be in compliance with those requirements if the State enacted a law before January 1, 2011 establishing a class of license that permits licensees or applicants younger than 18 years of age to drive a motor vehicle:

- In connection with work performed on or for the operation of a farm owned by family members who are directly related to the applicant or licensee; or
- If demonstrable hardship would result from the denial of a license to the licensees or applicants.

**Use of Funds:**

States may expend these funds received under this subsection as follows:

- (A) Of the grant funds received by a State under this subsection, at least 25 percent shall be used for:
  - Enforcing a 2-stage licensing process that complies with the specified criteria.
  - Training for law enforcement personnel and other relevant State agency personnel relating to the enforcement specified immediately above;
  - Publishing relevant educational materials that pertain directly or indirectly to the State graduated driver licensing law;
  - Carrying out other administrative activities that the Secretary considers relevant to the State's 2-stage licensing process; and
  - Carrying out a teen traffic safety program as described under Section 402(m).
- (B) Up to 75 percent of the grant funds received by a State under this subsection may be used for any eligible project or activity under Section 402.

**Allocation of Funds to the States:**

The allocation of Graduated Driver Licensing Incentive Grant funds to a State meeting the eligibility requirements in a fiscal year shall be in proportion to the State's apportionment under Section 402 for such fiscal year.

**Federal Share:**

The Federal share of these grants shall not exceed 80%.