

Off-Highway Vehicle (ATV) Operator Safety Program – Chapter 99

Instructor

Crimes involving fraud, forgery, bribery, or tampering with records.

Reasons:

1. Inducing or countenancing fraud or a fraudulent practice by a person applying for a driver's license or permit is grounds for denial of a license. See Texas Transportation Code §551A.017.
2. Licensees have the means and the opportunity to practice deceit, fraud and misrepresentation related to the need for service.
3. A person with the predisposition and experience in misrepresentations of fact in the business setting would have the opportunity to engage in further similar conduct.
4. Licensees interact with adults and children in an instructor/student role. Licensees will often be involved in assessing the performance of students. Licensees would have the opportunity to prepare and submit false documents or sell false documents pertaining to the coursework or qualifications of students.
5. A person who has committed such crimes would have the opportunity to engage in further similar conduct.

Crimes involving deceptive trade practices.

Reasons:

1. Licensees may be in a position to advertise or otherwise make representations about services, products, and other matters related to the need for service.
2. Licensees may potentially be involved in the billing of clients.
3. A person who has committed such crimes would have the opportunity to engage in further similar conduct.

Crimes involving the operation of a motor vehicle, including driving while intoxicated, intoxication assault, intoxication manslaughter, reckless driving, and fleeing or evading a police officer.

Reasons:

1. Licensees interact with adults and children in an instructor/student role. Licensees teach proper driving. Persons with a history of operating a motor vehicle in a dangerous manner would not be appropriate persons to teach proper driving.
2. Criminal activity of this type reveals a lack of regard for the safety of others.
3. A person with a predisposition for criminal activity of this type would pose a risk to the public.
4. The instructor license would provide the opportunity to engage in or encourage others to engage in further similar conduct.

Crimes involving children as victims.

Reasons:

1. Licensees interact with children in an instructor/student role. Individuals who have committed crimes involving children as victims would pose a potential danger.
2. A person who has committed such crimes would have the opportunity to engage in further similar conduct.

Program Sponsor

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2. Licensees have the means and the opportunity to practice deceit, fraud and misrepresentation related to the need for service.

3. A person with the predisposition and experience in misrepresentations of fact in the business setting would have the opportunity to engage in further similar conduct.
4. Licensees interact with adults and children in a school/student role. Licensees would have the opportunity to prepare and submit false documents or sell false documents pertaining to the coursework or qualifications of students.
5. A person who has committed such crimes would have the opportunity to engage in further similar conduct.

Crimes involving deceptive trade practices.

Reasons:

1. Licensees may be in a position to advertise or otherwise make representations about services, products, and other matters related to the need for service.
2. Licensees may potentially be involved in the billing of clients.
3. A person who has committed such crimes would have the opportunity to engage in further similar conduct.