

**7410.6100 THIRD-PARTY TESTING PROGRAM ELIGIBILITY.**

Subpart 1. **Designation.** To be designated by the commissioner as a third-party testing program, an entity must meet one of the program categories specified in this part.

Subp. 2. **Motor carrier.** A third-party testing program that is a motor carrier must:

- A. be registered as a business with the secretary of state;
- B. own or lease, and operate, its own commercial motor vehicles;
- C. administer commercial driver's license road tests and any necessary endorsement tests to operate the commercial motor vehicles; and
- D. administer tests only to employees of the business.

Subp. 3. **School bus company.** A third-party testing program that is a school bus company must:

- A. be registered as a business with the secretary of state;
- B. own or lease, and operate, its own school buses;
- C. administer road tests and any necessary endorsement tests to operate the school buses; and
- D. administer tests only to employees of the company.

Subp. 4. **Postsecondary school.** A third-party testing program that is a postsecondary school must:

- A. be a public institution regulated by the North Central Association of Colleges and Schools under Minnesota Statutes, chapter 124D, or be a public institution regulated by the board of trustees of the Minnesota state colleges and universities;
- B. own or lease its own vehicles used for testing, or contract to operate government-owned vehicles;
- C. offer courses in operating commercial motor vehicles or motorcycles;
- D. administer commercial driver's license road and endorsement tests or motorcycle endorsement skills tests; and
- E. administer tests only to students enrolled full time who complete courses offered by the institution.

Subp. 5. **School district.** A third-party testing program that is a school district must:

- A. own or lease, and operate, its own school buses;
- B. administer road tests and any necessary endorsement tests to operate a school bus; and

C. unless a bilateral agreement has been approved by the commissioner under part 7410.6460, administer tests only to employees of the district.

Subp. 6. **Motorcycle safety course.** A third-party testing program that is a motorcycle safety course must:

- A. be licensed as a commercial driver's education program under chapter 7411;
- B. be registered as a business with the secretary of state or have a tax identification number as a nonprofit organization;
- C. own or lease its own motorcycles used for testing, or contract to operate government-owned motorcycles;
- D. administer skills tests and any necessary endorsement tests to operate a motorcycle; and
- E. administer tests only to students 18 years of age and older who are enrolled full time in the program's motorcycle course and who complete the course.

Subp. 7. **Public transit authority.** A third-party testing program that is a public transit authority must:

- A. own and operate its own commercial passenger buses;
  - B. administer road tests and any necessary endorsement tests to operate a bus;
- and
- C. administer tests only to employees of the authority.

**Statutory Authority:** *MS s 299A.01*

**History:** *27 SR 1635*

**Published Electronically:** *October 11, 2007*