

**7410.6420 THIRD-PARTY TESTER QUALIFICATIONS.**

Subpart 1. **Generally.** To be certified as a third-party tester, an individual must make application to, and be approved by, the commissioner as specified in this part. The individual must:

- A. possess a valid driver's license;
- B. be at least age 21;
- C. be a licensed driver in a United States state for the past three years;
- D. before the date of application, have maintained continuous valid driving privileges for the past year;
- E. successfully pass a prequalifying tester examination;
- F. be an employee of a third-party testing program;
- G. successfully complete the test administration training required of state-employed examiners; and
- H. have the class of driver's license and endorsements to operate the type of vehicles for which the road tests and skills tests are administered.

Subp. 2. **State employee.** A certified third-party tester may not be an employee of the Minnesota Department of Public Safety.

Subp. 3. **Driver education instructor.** Except for an instructor in a licensed or approved motorcycle driver education program, a third-party tester may not simultaneously be an instructor in a licensed or approved driver education program.

Subp. 4. **Motorcycle tester qualifications.** All third-party testers employed by a third-party testing program for a motorcycle endorsement must be currently certified as Motorcycle Safety Foundation instructors. An instructor must meet the certification standards specified for a rider coach in the Motorcycle Safety Foundation Basic Rider Course Curriculum Manual, 2001. The manual is incorporated by reference, is not subject to frequent change, and is available for viewing through the interlibrary loan system. A copy of this manual may be obtained from the Motorcycle Safety Foundation, 2 Jenner Street, Suite 150, Irvine, CA 92618-3806.

Subp. 5. **Employment.** A certified third-party tester must have a certificate for each third-party testing program that employs the tester. The tester must reapply and be approved for a new certificate to conduct tests on behalf of a new third-party testing program. The tester may be simultaneously employed by more than one program.

Subp. 6. **Maintaining certification.** To maintain certification as a third-party tester, an individual must:

- A. conduct at least 12 road tests or skills tests annually over each 24-month period from the date of initial issuance of a third-party tester certificate;
- B. be evaluated at least annually on the administration of tests and record keeping;
- C. attend annual in-service training, workshops, or seminars provided by the commissioner;
- D. submit monthly testing reports in a format specified by the commissioner;
- E. account for all record of examinations issued by the commissioner to a third-party tester and submit the record of examination immediately to the commissioner after completing a road test or skills test; and
- F. provide proof that all tests administered were to employees of the third-party testing program or to students enrolled full time in a commercial truck driver training course or motorcycle training course.

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

**History:** *27 SR 1635*

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