

7421.0500 GENERAL CRITERIA FOR ACCEPTING INTERSTATE AND INTRASTATE WAIVERS.

Subpart 1. **Accepting interstate waivers generally.** The commissioner shall accept a medical waiver from a CDL holder or driver applicant who has certified under Minnesota Statutes, section 171.162, subdivision 2, clause (1), and who has obtained a medical waiver or skill performance evaluation from the Federal Motor Carrier Safety Administration for interstate or foreign commerce relating to:

- A. vision;
- B. diabetes mellitus requiring insulin for control; and
- C. limb impairment.

Subp. 2. **Accepting intrastate waivers generally.** The commissioner shall accept a medical waiver from a CDL holder or driver applicant who has certified under Minnesota Statutes, section 171.162, subdivision 2, clause (3), and who has obtained a medical waiver from the Department of Transportation for intrastate commerce relating to:

- A. vision;
- B. diabetes mellitus requiring insulin for control;
- C. limb impairment; and
- D. hearing,

except that, under part 7414.1520, the commissioner shall not accept a waiver from the qualifications contained in Code of Federal Regulations, title 49, section 391.41.

Subp. 3. **Indicating waiver on driver record.** The commissioner shall, in accordance with part 7421.0300, update the driving record when a CDL holder submits a valid medical examiner's certificate accompanied by a current medical waiver that indicates the CDL holder:

A. has a current medical waiver that is issued by FMCSA and is so indicated as a restriction;

B. is prohibited from operating in interstate or foreign commerce when the current medical waiver is issued by the Department of Transportation and is so indicated as a restriction; or

C. is prohibited from operating in interstate or foreign commerce when the current medical waiver is issued by the commissioner and is so indicated as a restriction.

Statutory Authority: *MS s 171.09; 171.162; L 2010 c 242 s 10*

History: *36 SR 809*

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