

(KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

**MOTOR VEHICLES: Provides relative to third-party testers.**

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DIGEST

Present law provides that third-party testers administering skills tests have a contract or license with DPS&C, containing at minimum provisions which:

1. Allow DPS&C to conduct random examinations, inspections, and audits without prior notice;
2. Require DPS&C to conduct onsite inspections at least annually;
3. Require that all third-party examiners meet the same qualification and training standards as DPS&C examiners to the extent necessary to conduct skills tests;
4. Require that, at least on an annual basis, designated DPS&C employees take the tests actually administered by the third party as if said employee were a test applicant, or that the DPS&C test a sample of drivers who were examined by the third party to compare pass/fail results; and
5. Reserve unto DPS&C the right to take prompt and appropriate remedial action against the third-party testers in the event that the third party fails to comply with state or federal standards for the commercial driver's license testing program or with any other terms of the third-party contract.

Proposed law repeals the minimum qualifications.

Proposed law provides that a third-party tester have a contract with DPS&C, containing at minimum, provisions which comply with 49 CFR 383.75. Also provides that the third-party tester must initiate and maintain a surety bond in the amount of \$10,000.

(Amends R.S. 32:408.1(2)(intro. para.); repeals R.S. 32:408.1(2)(a)-(e)).

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill.

1. Provided that third-party examiners, in addition to testers, initiate and maintain a surety bond in the amount of \$10,000.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the engrossed bill

1. Removes third-party examiners from requirement to initiate and maintain a surety bond in the amount of \$10,000.