

1 19A NCAC 03B .0704 is proposed for readoption without substantive changes as follows:

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3 **19A NCAC 03B .0704 REQUIREMENTS FOR THIRD PARTY EXAMINERS**

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5 (a) Third Party Examiners may conduct skills tests on behalf of only one Third Party Tester at any given time. If a  
6 Third Party Examiner leaves the employ of a Third Party Tester ~~he/she~~ he or she must reapply ~~in order~~ to conduct  
7 tests on behalf of a new Third Party Tester.

8 (b) To qualify as a Third Party Examiner, an individual must:

- 9 (1) ~~Make application apply~~ on a form provided and sent to the applicant via email by the Division;
- 10 (2) ~~Be be~~ a payroll employee of the Third Party Tester;
- 11 (3) ~~Possess possess~~ a valid North Carolina Driver's License with classification and endorsements  
12 required for operation of the class and type of commercial motor vehicle used in the skills tests  
13 conducted by the Examiner; ~~and~~
- 14 (4) ~~Have have~~ successfully completed the CDL Examiner Training Course conducted by the Division.  
15 At a minimum upon completion of the training the Third Party Examiner shall have acquired and  
16 demonstrated the following knowledge and skills:
  - 17 (A) ~~A a~~ comprehensive understanding of ~~North Carolina G.S., Chapter G.S.~~ G.S. 20 Article 2C and  
18 the rules adopted pursuant thereto;
  - 19 (B) ~~A a~~ working knowledge of the CDL testing procedures and forms;
  - 20 (C) ~~Ability ability~~ to administer and ~~score correctly~~ correctly score each of the CDL skills test;  
21 and
  - 22 (D) ~~Knowledge knowledge~~ of testing site and route requirements.
- 23 (5) ~~Take take~~ part in all Division required advanced training courses, workshops and seminars;
- 24 (6) ~~Within ten~~ within 10 years prior to application have had no convictions for Driving While Impaired  
25 (DWI);
- 26 (7) ~~Within within~~ five years prior to application have had no driver's license suspensions, revocations,  
27 ~~cancellations cancellations~~, or disqualifications;
- 28 (8) ~~Be be~~ at least 21 years of age; and
- 29 (9) ~~Conduct conduct~~ skills tests on behalf of the Third Party Tester, in accordance with these Rules and  
30 in accordance with current instructions provided by the Division.

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32 *History Note:* Authority G.S. 20-37.13; 20-37.22;  
33 Eff. September 1, 1990;  
34 Amended Eff. August 1, 1994; December 1, ~~1993~~ 1993;  
35 Readopted Eff. \_\_\_\_\_, 2021.