

## CHAPTER 14

### REGULATION OF THIRD-PARTY KNOWLEDGE AND DRIVING SKILLS TESTERS

H.F. 257

**AN ACT** relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. [Section 321.187, subsection 2](#), paragraph c, Code 2023, is amended to read as follows:

c. Any third-party test examiner used by the third-party tester shall ~~meet~~ comply with the requirements of [49 C.F.R. pts. 383 and 384](#) applicable to third-party knowledge and driving skills testing, as adopted by rule by the department. The department shall adopt rules regarding who may qualify as a third-party tester. The department may adopt rules ~~may also provide that doing any of the following:~~

(1) Requiring a third-party tester to conduct a number of skills test examinations above the number required under [49 C.F.R. §383.75](#) in order to remain qualified as a third-party tester under [this section](#). A third-party tester, other than a community college established under [chapter 260C](#), must be one of the following:

~~(1) An Iowa-based motor carrier, or its subsidiary, that has its principal office within this state and operates a permanent commercial driver training facility in this state.~~

~~(2) An Iowa nonprofit corporation that serves as a trade association for Iowa-based motor carriers.~~

~~(3) A public transit system or regional transit system, as those terms are defined in [section 324A.1](#), in this state.~~

(2) Restricting the testing scope of a third-party tester.

Approved March 22, 2023