



South Carolina Department of Motor Vehicles
CDL THIRD PARTY TESTER SURETY BOND

CDL/DI-2
(Rov. 09/17)

Please read instructions on reverse side before executing bond.

TRAINING SCHOOL NUMBER \_\_\_\_\_

BOND NUMBER \_\_\_\_\_ EFFECTIVE DATE \_\_\_\_\_ TIME \_\_\_\_\_ [ ] A.M [ ] P.M.

KNOW ALL MEN BY THESE PRESENTS: that we \_\_\_\_\_
(Firm Name as Licensed)

are doing business at \_\_\_\_\_

as Principal and \_\_\_\_\_

as Surety are duly authorized to do business within the State of South Carolina, as Surety, are held and firmly bound unto the people of the State of South Carolina to indemnify any student, or his legal representative, who may be aggrieved by any fraud, fraudulent representation or violation by said Principal, instructors, or representatives acting for such Principal within the scope of employment of such instructors, of any of the provisions of Title 56 of the South Carolina Code of Laws and CFR Part 383.75 relating to driver CDL Third Party Testers offering driver education courses, in the amount of Ten Thousand Dollars (\$10,000), lawful money of the United States of America, for which payment, well and truly to be made, we bind ourselves, jointly and severally, our joint and several heirs, executors, administrators, successors, and assigns, firmly by these presents; provided that the aggregate liability of this Surety under this bond for any and all claims is limited to Ten Thousand Dollars (\$10,000) or to the amount of the actual loss incurred, whichever is less.

WHEREAS, the above bounden Principal desires that a Commercial Driver Training School license and /or CDL Third Party Tester Skills Testing Certificate of authorization be issued and thereafter reissued from time to time by South Carolina Department of Motor Vehicles;

WHEREAS, this bond executed by the said Principal and Surety is filed with the South Carolina Department of Motor Vehicles in compliance with S.C. Code Ann., 56-23-40 and 383.75 (C), (v) of the Federal Motor Carrier Safety Regulations, to enable said Principal to obtain a license from the Department under the provisions of that law. The Surety Bond is to pay for re-testing drivers in the event that the third party tester or one of its examiners is involved in fraudulent activities related to conducting skills testing of applicants for a CDL.

NOW THEREFORE, the conditions of this obligation are such that if the Principal shall well and truly observe and strictly and faithfully comply with the aforesaid requirements of law and shall save and keep harmless any student or his legal representation made to him by such Principal, such Principal's instructors or representatives acting for the Principal or within the scope of the employment of such instructors or representatives, or from any loss or damage suffered by reason of the violation such Principal or any such instructors or representatives of any of the provisions of Title 56 of the South Carolina Code of Laws and Part 383.75 relating to CDL Third Party Testers and the offering of driver education courses and/or CDL skills testing, then this obligation shall be null and void; otherwise it shall remain in full force and effect. It is understood that the injured party need not obtain a judgment against the Principal before making claim against the Surety on this bond.

This bond shall not automatically expire with the license for which is initially issued, but shall continue indefinitely, from license year to license year, upon timely payment of the premium thereon. Before this bond may be cancelled, a thirty (30) day written notice must be given to the South Carolina Department of Motor Vehicles. Such cancellation does not affect liability incurred or accrued prior to cancellation.

\_\_\_\_\_  
(Principal)

\_\_\_\_\_  
(Surety)

By: \_\_\_\_\_  
(Title)

By: \_\_\_\_\_  
(Title)



**South Carolina Department of Motor Vehicles**  
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**Instructions**

1. Every applicant for a **CDL Third Party Tester Certificate** must furnish a Surety bond and Power of Attorney in the penal amount of Ten Thousand Dollars (\$10,000) on a form to be prescribed by the Executive Director of the South Carolina Department of Motor Vehicles.
2. The Executive of the South Carolina Department of Motor Vehicles has prescribed a standard form of bond which is set forth on the first page hereof.
3. This bond must be executed by the applicant, as Principal, and by a corporate Surety company authorized to do business in this State, as Surety, and given to the Department before the application can be acted upon.
4. This bond must be signed by the owner, partner or corporate officer of the driver training **school or Third Party Tester (TPT)** (Principal) and an agent from your Surety **Company**.
5. The bond must be effective prior to or at the time of the granting of a license.
6. **The purpose of the surety bond is to pay for re-testing drivers in the event that the third party tester or one of its examiners (Safety Officers) is involved in fraudulent activities related to conducting skills testing of applicants for a CDL.**
7. If the bonding company has changed, please submit a new original bond and Power of Attorney at the time of renewal.
8. If, during the license year, there is any change in a Principal's name, address or ownership then an endorsement from the Surety agent or a new bond will be required along with a new application for **CDL Third Party Tester Skills Testing Certificate**.
9. **This Surety Bond is specific in its objective and must be a separate surety bond from the surety bond required of a Truck Driver Training School under regulatory code 90-102 (c).**