

**AMENDMENT 1 TO THE AGREEMENT BETWEEN THE
FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES
AND A DRIVER LICENSE THIRD PARTY ADMINISTRATOR**

HSMV Contract #: _____

Contract TPA ID # AR2

As provided by Section XII.B., Other Amendments, of the current agreement between the Department and Sumter County Transit, Section III.U. is added as follows:

U. CDL SKILLS TEST PREPARATION AND TRAINING : The Third Party Administrator agrees that no portion of a CDL skills test (pre-trip inspection, basic skills, or road test) will be administered to an applicant on the same day as training is provided to aid in passing that portion of the test. The intent of this section is to help assure that applicants pass CDL skills tests through knowledge and abilities that have been retained from at least one day to the next. The same day training prohibited under this section is any presentation of learning materials or structured practice conducted or made available to the applicant by the Third Party Administrator that may be reasonably construed as contrary to that intent. Nothing in this section precludes applicants from self-directed study and practice on the same day as their CDL skills testing.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of this date, _____.

BY: Board of Sumter County Commissioners / Sumter County Transit
(Company or Agency Name of the Third Party Administrator)

NAME: Garry Breeden
(authorized representative of the Third Party Administrator)

TITLE: Chairman

SIGNATURE: _____

BY: Florida Department of Highway Safety and Motor Vehicles

NAME: _____

TITLE: _____

SIGNATURE: _____

This agreement has been approved by General Counsel, Department of Highway Safety and Motor Vehicles as to form and legality, subject only to full and proper execution by the parties.



Electra Theodorides-Bustle
Executive Director

2900 Apalachee Parkway
Tallahassee, Florida 32399-0500
www.flhsmv.gov

August 19, 2009

Lilla Holt
Sumter County Transit
229 East Anderson Avenue
Bushnell, FL 33513-0000

Dear Mr. Holt:

The Department is revising its standard contract for Commercial Driver License (CDL) Third Party Administrators. The enclosed amendment establishes a contractual prohibition on a type of test preparation training we have long discouraged through informal guidance. In general, it can be described as training that aids applicants in passing a CDL skills tests given immediately thereafter, but is insufficient to instill the long-term knowledge and skills needed for safe commercial motor vehicle operation. Proposed federal rulemaking addresses this concern with substantial requirements for documented hours of classroom and behind-the-wheel instruction before a CDL may be issued. At this time, however, the only related change to your contract will be that testing to be counted toward issuance of a CDL cannot take place on the same day as any applicable training you may provide or make available. This helps ensure that tested applicants have retained what they have learned from at least the previous day.

Please have the enclosed amendment signed and returned at your earliest opportunity to:

Skip Hood
Room C410, MS100
2900 Apalachee Parkway
Tallahassee, FL 32399

We understand this amendment may require Third Party Administrators that provide training as well as testing to adjust how they schedule these activities. To allow time for these adjustments, you may continue under the current terms of your contract until December 31, 2009. Contracts that have not been amended by that date will be cancelled by the Department in accordance with Section V. D. of the current agreement. Thank you.

Sincerely,

Skip Hood
Coordinator, CDL and Third Party Testing

APPROVED TEST SITES

UNDER TPA IDENTIFICATION NUMBER AR2

FOR THE THIRD PARTY ADMINISTRATOR

SUMTER COUNTY BOARD OF COUNTY COMMISSIONERS

SUMTER COUNTY TRANSIT

XV. COMMUNICATIONS

The Third Party Administrator and the Department designate the following to receive the written notices and communications that are desired or required under this agreement:

REPRESENTING THE
THIRD PARTY ADMINISTRATOR

REPRESENTING THE
DEPARTMENT

Name: Lilla Holt, Director

Name: Jimmy Japp

Title: Director Community Services

Title: Compliance Officer

Address: 229 E Anderson Ave

Address: P.O. Box 641

City/State: Bushnell, FL 33513

City/State: Eagle Lake, FL 33839

Telephone: 352-568-6683

Telephone: ~~352~~ 863-326-5363

Fax #: 352-568-6679

Fax #: 863-326-5364

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the date first written above.

Sumter County Transit
BY: Sumter County Board of County Commissioners
(Company or Agency Name of the Third Party Administrator)

NAME: Michael E. Francis
(authorized representative of the Third Party Administrator)

TITLE: Chairman

SIGNATURE: ME Francis

BY: Florida Department of Highway Safety and Motor Vehicles

NAME: Stacy Arias, Chief
Bureau of Purchasing and Contracts

TITLE: Chief of Purchasing and Contracts

SIGNATURE: William [Signature] for Stacy Arias