



STATE OF CALIFORNIA
DEPARTMENT OF MOTOR VEHICLES

DMV USE ONLY	
EMPLOYER NUMBER	
NAME	

EMPLOYER TESTING PROGRAM SURETY BOND

Department of Motor Vehicles
Occupational Licensing, ETP Unit
PO Box 932342, MS L224
Sacramento, CA 94232-3450
(916) 229-3154

Bond Number _____
SURETY USE ONLY

Premium Amount _____
SURETY USE ONLY

KNOW ALL PERSONS BY THESE PRESENTS:

That we, _____,
PRINCIPAL NAME(S) AND DBA

doing business as an Employer Testing Firm (section 15250(c), California Vehicle Code) whose address for service is _____
EMPLOYER TESTING FIRM SERVICE ADDRESS as PRINCIPAL, and _____
SURETY NAME

a corporation organized under the laws of _____ and authorized to transact a general
STATE OF INCORPORATION

surety business in the State of California, whose address for service is _____
SURETY SERVICE ADDRESS

_____ as SURETY, are held and firmly bound to the People of the State of California in the penal sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000), for which payment we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally, firmly by these presents. The bond term shall begin on _____
BOND EFFECTIVE DATE

WHEREAS, under Code of Federal Regulations, Title 49, Part 383.75, Subdivision (a), as a condition of permitting a State to authorize a third party tester to administer skills tests the Federal government requires the State to have an agreement with the Principal that the Principal initiate and maintain a bond in an amount to be determined by the State; and, California Vehicle Code, Section 15250 permits the Department of Motor Vehicles to authorize third party testing subject to the requirements of Part 383.75; and, the Principal has applied to the State for authority to conduct the skills tests and has agreed to initiate and maintain the bond described in Part 383.75; and, California Code of Regulations, Title 13, Division 1, Chapter 1, Article 2.1, Section 25.23 provides that the bond amount shall be \$100,000; and this bond is executed and tendered in accordance therewith.

NOW THEREFORE, the conditions of the obligations are that if the Principal pays any financial loss to the State of California or any other State for re-testing drivers in the event that the Principal or one or more of its examiners is involved in fraudulent activities related to conducting skills testing for applicants for a commercial driver license, then this obligation is to be void; otherwise it is to remain in full force and effect.

PROVIDED HOWEVER, this bond is issued subject to the following express conditions:

- (1) This bond shall remain in full force and effect and shall run concurrently with the period for which the authority is granted and each and every succeeding authorization period or periods for which said Principal may be authorized, after which liability hereunder shall cease except as to any liability or indebtedness therefore incurred or accrued hereunder.
- (2) This bond is executed by the Surety to comply with Code of Federal Regulations, Title 49, Part 383.75; Chapter 2, Title 14, Part 2, California Code of Civil Procedure, and Chapter 7 (commencing with Section 15200) of Division 6 of the California Vehicle Code; and, California Code of Regulations, Title 13, Division 1, Chapter 1, Article 2.1, Section 25.23 and said bond shall be subject to all the terms and provisions thereof.
- (3) The aggregate liability of the Surety hereunder on all claims whatsoever shall not exceed the penal sum of this bond in any event.
- (4) This bond may be cancelled by the Surety in accordance with Article 13 (commencing with Section 996.310), Chapter 2, Title 14, Part 2, California Code of Civil Procedure.

(5) The Surety, its successors and assigns, are jointly and severally liable on the obligations of the bond, the statute providing for the bond (Code of Federal Regulations, Title 49, Part 383.75; Chapter 7 (commencing with Section 15200) of Division 6 of the California Vehicle Code; California Code of Regulations, Title 13, Division 1, Chapter 1, Article 2.1, Section 25.23); and the provisions of Chapter 2 (commencing with Section 995.010) Title 14, Part 2, California Code of Civil Procedure.

(6) The Principal and Surety may be served with notices, papers and other documents under Chapter 2 (commencing with Section 995.010), Title 14, Part 2, California Code of Civil Procedure at the addresses given above.

I certify (or declare) under penalty of perjury, under the laws of the State of California that the foregoing is true and correct and that I have executed the foregoing bond on behalf of the surety under an unrevoked power of attorney.

Executed at _____

X

SIGNATURE OF ATTORNEY-IN-FACT

On (Date) _____

PRINTED OR TYPED NAME OF ATTORNEY-IN-FACT

INSTRUCTIONS FOR COMPLETING THE SURETY BOND

The surety must complete the bond as follows to meet the department's regulatory requirements.

Bond Number: Enter the bond number. The bond number and the principal name should be included on all correspondence to the department.

Premium Amount: Enter the premium amount.

Principal Name(s) and DBA (doing business as): Enter the true, full name of the Principal and DBA(s) which must match the name as presented on the application submitted to the department. When the principal is a:

- Sole Owner – List the true, full name of that person and each DBA name(s).
- Partnership – List the true, full name of each partner and each DBA name(s).
- Limited Liability Company – List the true, full name of the limited liability partnership or company and each DBA name(s).
- Corporation – List the true, full name of the corporation and each DBA name(s) as filed and registered with the California Secretary of State; include the assigned registration number.
- Association – List the true, full name of the association and each DBA name(s).

Employer Testing Firm Service Address: Enter the address at which the principal may be served with notices, papers, and other documents related to this bond.

Surety Name: Enter the true, full name as filed with the Department of Insurance. A surety issuing the bond must be an admitted surety insurer authorized to transact business in California.

State of Incorporation: Enter the state or country where the surety company's incorporation documents are filed.

Surety Service Address: Enter the address at which the surety may be served with notices, papers and other documents under chapter 2 (commencing with section 995.010) of title 14 of part 2 of the Code of Civil Procedure.

Bond Effective Date: Enter the month, day and year of the bond effective date.

Executed at: Enter the city and county where the bond is signed.

On (date): Enter the month, date and year when the bond is signed.

Signature of Attorney-in-Fact: Sign the true, full name of the person who represents and is authorized to sign for the surety company.

Printed or Typed Name of Attorney-in-Fact: Enter the true, full name of the person signing on behalf of the surety company.