

AMENDMENT 24122-113-1

**AMENDMENT TO INTERLOCAL AGREEMENT
FISCAL YEAR 2023-2024**



**EDUCATIONAL SERVICE DISTRICT NO 112
2500 NE 65th Avenue
Vancouver WA 98661-6812**

Parties to the Agreement:

Educational Service District No. 112, hereinafter referred to as “ESD112”, and Ferndale School District No. 502, PO Box 698, Ferndale WA 98248 hereinafter referred to as the “District”.

IN WITNESS WHEREOF, the District and ESD112 (the Parties) have executed this Amendment to the Agreement on the date and year indicated below. Signed versions of this Amendment transmitted by facsimile copy or electronic mail shall be the equivalent of original signatures on original versions.

FERNDALE SCHOOL DISTRICT NO. 502

AUTHORIZED SIGNATURE:  DATE: 8/26/24

EDUCATIONAL SERVICE DISTRICT NO 112

AUTHORIZED SIGNATURE: _____ DATE: _____

Original Agreement
DOL CDL SKILLS TESTING

Agreement Number: 24122-113 **Amended Agreement Section References:** Exhibit A Section 4 and Section 5

Summary Description of Purpose of Amendment:
Establish An Annual Consortium Membership Fee. (\$ amount 2024-25 contract year)

Original Agreement	Amended Terms
Agreement Term Initial Term Start: September 1, 2023 Initial Term End Date: August 31, 2028	Amended Term Initial Term Start: September 1, 2024 Initial Term End Date: same

ESD112 INFORMATION	
REV ACCT NO:	7081 81 X620
DEPT APPROVAL	R McKnight
BUDGET APPROVAL	G Holtman
BUS SVC APPROVAL	T Wright

IF OPTING OUT OF ELECTRONIC SIGNATURE:
Send scanned copy of Agreement with executed signature by email to: districtcontracts@esd112.org

AMENDED TERMS

Amended terms in red underline for readability

4. **Agency Responsibilities.** The Agency shall:
- 4.1 Provide Driver Applicant with preparatory commercial driver knowledge and skills training in concert with DOL commercial licensing criteria as delineated in the latest revision of the DOL’s Commercial Driver Guide (www.dol.wa.gov).
 - 4.2 Assist Driver Applicant in completing all applicable written DOL CDL general knowledge, school bus knowledge and applicable endorsement tests at a DOL LSO (www.dol.wa.gov), as part of the DOL School Bus Driver Licensing process.
 - 4.3 Purchase ESD112 skills test “Control Number” through the ESD112 Regional Transportation program, as a prerequisite to scheduling initial skills test or scheduling a retest, if applicable. Control Numbers must be purchased by the Agency; ESD112 Control Numbers cannot be purchased by the Driver Applicant. Refunds are not available once a Control Number has been purchased for a Driver Applicant. Control Numbers may be transferred per Section 4.8 below.
 - 4.4 Assist Driver Applicant in obtaining a CLP from an LSO.
 - 4.5 Assist Driver Applicant in scheduling skills testing with an ESD112-DOL Certified Third Party Examiner, by seeking prior third-party-skills-test approval from DOL in accordance to their most current training and skills testing processes.
 - 4.6 Provide Driver Applicant a test-appropriate school bus (licensed and insured) for skills testing in accordance with applicable driver license class, endorsements and restrictions as delineated in the latest revision of the DOL’s Commercial Driver Guide (www.dol.wa.gov).
 - 4.7 Accompany the Driver Applicant to the skills testing site in accordance to prior scheduling arrangements made with the ESD112-DOL Certified Third Party Examiner.
 - 4.8 If applicable, the Agency may request “Control Number” transfer from one Driver Applicant to another Driver Applicant in the event the first Driver Applicant drops out of training or fails to show for skills testing. Per Section 4.3 above, refunds are not available for purchased “Control Numbers”.
 - 4.9 Agency may elect to cover ALL skill testing fees from their student transportation budget or may elect to recover one skill testing fee out of every two skill tests, if applicable, from the entry-level school bus driver applicant.
 - 4.10 Agree to pay an annual consortium member fee to support the consortium and services, subject to annual inflationary increases.
 - 4.10.1 The Invoice is due to the Agency by July 31 and payable to ESD112 by September 30.
5. **ESD112 Responsibilities.** ESD112 shall:
- 5.1 Invoice (unless paid by credit or debit card) the Agency in the estimated amount of \$100.00 per Driver Applicant tested as services are delivered and as requested by terms in Section 4 above. Invoices shall include the name(s) of Driver

Applicants tested. ESD112 shall not invoice or receive skills test fees directly from Driver Applicants (see Sections 4.3 and 4.8).

5.1.1 \$100.00 - skills test fee (RCW 46.25.060).

~~5.1.2 \$10.00 - service charge~~

~~5.1.3 \$30.00 - a prorated consortium fee to support the testing consortium, subject to annual inflationary increases.~~

- 5.2** Issue the District and/or Driver Applicant an ESD112 test Control Number, authorizing an ESD112-DOL Certified Third Party Examiner to administer a skills test to a Driver Applicant. The ESD112 DOL-Certified Third-Party-Examiners shall not administer a skills test to any Driver Applicant in the absence of an ESD112-issued Control Number.
- 5.3** Upon request, provide the Agency with evidence of insurance coverage for negligent acts, including blanket contractual liability coverage; **ESD112 insurance does not cover the test vehicle or vehicle related liability.**
- 5.4** Upon request, provide school districts or state certified driver instructors a listing of ESD112-DOL Third Party Examiners.
- 5.5** Comply with all applicable local, state and federal licensing requirements necessary to the performance of the Agreement (Chapter 19.02 RCW for state licensing requirements and definitions).



EDUCATIONAL SERVICE DISTRICT 112

DATE: June 11, 2024

TO: School District Superintendents

CC: School District Chief Financial Officers
District Student Transportation Supervisors
ESD 112 DOL Third Party Examiners

FROM: Gavin Hottman, Chief Financial Officer
Rodney D. McKnight, Regional Transportation Coordinator

SUBJECT: CDL Skills Testing and Related Costs

COUNTIES

CLARK
COWLITZ
KLICKITAT
PACIFIC
SKAMANIA
WAHKIAKUM

BOARD OF DIRECTORS

SUSAN BARKER
LEANNE BREMER
KEVIN DAVIS
MARK HOTTOWE
NANCY MILLER
HEIDI ROSENBERG
DARLENE STICKEL

SUPERINTENDENT

TIM MERLINO

Since July 1, 2016, ESD 112 and the WA Department of Licensing (DOL) have worked cooperatively in providing CDL Skills Testing services to Washington State school districts in response to RCW 46.25.060. Initially, ESD 112 employed approximately thirty (30) Third-Party Skills Test Examiner's statewide.

To better align with the RCW referenced above, we need to alter the current contract to provide more clarity on the Skills Testing Fee Structure. **Effective September 1, 2024**, a new fee structure will be initiated, which will be \$100 per test and there will not be a fee for the second test.

We will continue to collect consortium fees but the fees will be collected based on an annual assessment rather than on a per test basis.

In order to sustain the statewide CDL Skills Testing program for school districts, we appreciate your continued support of the consortium model.

Please join us by reviewing, signing, and returning the accompanying consortium contract agreement.