

7411.1800 PROGRAM ADMINISTRATIVE ENFORCEMENT ACTIONS.

Subpart 1. **Suspension, revocation, or refusal to renew program license.** The license of a program may be revoked, suspended, or not renewed for any of the conditions specified in this subpart.

A. The license holder of the program has permitted fraud or engaged in fraudulent practices with respect to the license application, in the operation of the program, or the conduct of employment.

B. The program or an instructor has induced or countenanced fraud or fraudulent practices on the part of an applicant for a driver's license, endorsement, or instruction permit.

C. A certificate of enrollment or completion has been signed by the authorized official of the program and the official knew, or should have known after reasonable investigation, that information on the certificate was false.

D. There is evidence that intoxicating beverages have been present or consumed on the program premises or in its vehicles during a period of instruction.

E. The program or an instructor has delayed the start or completion of instruction without good reason.

F. The program or an instructor has conducted business in a way that adversely affects the student's education or public safety and that substantially departs from commonly accepted practices as used by other driver education programs and instructors.

G. The program or an instructor encouraged a student to continue indefinite instruction beyond the point the student is capable of passing a driver's license, permit, or endorsement examination or it is easily determined that the student, for one reason or another, could never pass an examination. A question about the competency of the student or the number of hours of instruction must be referred in writing to the commissioner.

H. The program failed to comply with the requirements for programs in this chapter and Minnesota Statutes, chapters 169 and 171.

I. The program or an instructor permitted, aided, or abetted the commission of an illegal act in the operation of the program or in the conduct of employment.

J. The program or an instructor has:

(1) engaged in conduct, in the operation of the program or in the conduct of employment, that is likely to harm the public or a student; or

(2) demonstrated a willful or careless disregard for the health or safety of another person or student.

K. The program or an instructor committed serious or repeated violations of the requirements of a statute, rule, or correction order.

L. The program or an instructor has allowed the alteration or illegal use of a license or certificate of approval.

Subp. 2. **Withdrawal of program approval.** The commissioner's approval of a program may be withdrawn for any of the conditions specified in subpart 1.

Statutory Authority: *MS s 14.06; 169.26; 169.446; 169.974; 171.02; 171.05; 171.055; 171.0701; 171.33 to 171.41; 299A.01*

History: *28 SR 1167*

Published Electronically: *April 14, 2004*