

9400.1500 CONDITIONAL CERTIFICATE.

Subpart 1. **Purpose and eligibility.** The purpose of the conditional certificate is to allow the current operator with direct responsibility of a system or facility time to gain necessary years of experience after passing all required examinations for the operator to achieve certification at the facility's higher class level. The operator of a system or facility that is reclassified to a higher class pursuant to part 9400.0600 shall be issued a conditional certificate in the higher class that is effective for three years from the date of issue when the following conditions are met:

A. the operator is a current operator with direct responsibility;

B. the operator has worked as the operator with direct responsibility at the same system or facility a minimum of 12 consecutive months prior to application for the conditional certificate; and

C. the applicant passes all exams required for the higher class in sequence (D, C, B, and A) and prior to startup of any system or facility upgrades that are related to the change in class.

Subp. 2. [Repealed, 37 SR 327]

Subp. 3. [Repealed, 25 SR 1633]

Subp. 4. [Repealed, 37 SR 327]

Subp. 5. **Issuance and renewal.** At the time of issuance, a conditional certificate must specify that the current operator with direct responsibility named therein is certified to operate only the system or facility for which the conditional certificate is issued. Before renewal of the conditional certificate is granted, an operator with a conditional certificate must provide proof of attendance at training applicable to the specified system or facility, in accordance with the training requirements in part 9400.1200.

Subp. 6. **Conditional certificate with no alterations.** If there were no alterations to the system or facility upon reclassification, a conditional certificate shall be granted to the current operator for the specific system or facility upon application without examination. If an operator with direct responsibility ends employment serving the system or facility, the conditional certificate is no longer valid and the operator's certification reverts to the operator's original certificate level.

Subp. 7. **Suspension or revocation of conditional certificate.** The agency or department may suspend, place conditions on, or revoke a conditional certificate according to Minnesota Statutes, section 144.99.

Subp. 8. **Denial of or refusal to reissue conditional certificate.** The agency's or department's denial of or refusal to reissue a conditional certificate must comply with Minnesota Statutes, section 144.99.

Statutory Authority: *MS s 115.72; 115.79*

History: *21 SR 1165; 25 SR 1633; 37 SR 327*

Published Electronically: *September 11, 2012*