

### Miscellaneous Code Sections

40-6-241(d)	Unlawful use of wireless telecommunications device
40-8-2	Unsafe vehicles, DPS safety rules authority
40-8-3	Load dragging on roadway
40-8-7	Operating unsafe vehicle
40-8-9	Display of owner's name & DOT No. >43,000 lbs. Per DPS Rule No. 1-390.21
40-8-27	Visible marker for projecting loads >4 ft. overhang (red light/flag)
40-8-27(b)	Visible marker, strobe light on logs, poles, and post > 4 ft. overhang
40-8-75	Tire covers required
40-8-92	Unauthorized use of emergency light; No DPS permit
40-6-50(b)	Driving in emergency lane, gore, or median
40-6-52(b)	Improper Lane use on multilane highways
40-6-54	HOV lane violation
40-6-140(c) (e) (f) (g)	Driving thru/around/under RR Xing gate Driving over RR Xing while train approaching Driving across RR Xing w/o space clearance Driving across RR Xing w/o undercarriage clearance
40-6-142	Hazardous material or school bus not stopping at RR crossing
40-6-163	Failure to stop for school bus
40-6-203	Improper parking
40-6-240(b)	Backing on shoulder of any controlled access highway
40-6-248.1	Unsecured load (littering/escaping debris)
40-6-249	Littering highway
40-6-254	Unsecured loads
32-6-1	Obstructing or injuring public roads
32-6-30	Failure to stop for Inspection, refusing to weigh vehicle

### Motor Carrier Safety & Haz-Mat Regulations and Related Code Sections

#### Rules and Regulations authorized

- 40-1-8 DPS authorized to establish safety rules for motor carriers / CMVs; violation is a misdemeanor  
40-1-23 DPS authorized to establish safety rules for Haz-Mat transportation; violation is a misdemeanor

(charge in conjunction with below DPS Rule numbers)

#### Out of Service/Hours of Service

- DPS 1-395.3 Hours of service violation (property carrier)  
DPS 1-395.5 Hours of service violation (passenger carrier)
- DPS 1-395.8(a) No record of duty status  
(a)(i) No ELD installed
- DPS 1-395.8(e) False record of duty status (in effort to conceal hours)
- DPS 1-395.13 Violation of out-of-service order; hours of service
- DPS 1-396.9(c) Violation of out-of-service order; vehicle, HM, or cargo

#### Alcohol & Drugs

- DPS 1-392.4(a) Driver in possession of drugs
- DPS 1-392.5(a)(1) Consuming alcohol while on duty
- DPS 1-392.5(a)(3) Possession of alcohol in CMV

#### Equipment

- DPS 1-392.16 Seat belt violation
- DPS 1-392.71(a) Radar detector use or possession
- DPS 1-393.17 No tow lamps

#### Operating Authority

- 40-1-55 Failure to register as motor carrier or limousine carrier
- 40-1-23(v) No Haz-Mat permit when required
- DPS 1-392.9a No FMCSA operating authority (46-7-39)



# COMMERCIAL MOTOR VEHICLE TRAFFIC CODES & SAFETY RULES 2021

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PUBLIC SAFETY

[www.dps.ga.gov](http://www.dps.ga.gov)

**Height, Width, Length**

32-6-22 Vehicle height limits: 13' 6"  
 Exceptions: Automobile haulers 14'0"  
 only on interstate system

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32-6-23 Vehicle width limits: 8' 5"

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32-6-24 Vehicle length limits:  
 Double trailer: not to exceed 28' each  
 Trailer length only: 53' max  
 Maxi-cube combination: 65', no one box  
 shall exceed 34'  
 Saddlemount: allowed up to 97'

Interstate & NHS routes:  
 Extendable trailer: allowed up to 75'  
 No pieces loaded end to end (strobe light & red  
 or orange flags at end of load or trailer);  
 Auto & Boat haulers: no unit exceed 56'

Non-Interstate & NHS routes:  
 Total combination length: 100' (incl.  
 3' front & 6' rear overhang for auto/boat hauler)

Exemptions from 32-6-23 and 32-6-24

32-6-25 Farming & agricultural equipment & forestry  
 management equipment (non-interstate within  
 40 mi. radius)  
 during daylight hours (does NOT apply to  
 vehicles hauling forestry products)

32-6-25.1 Port facility equipment (non-interstate & only  
 within a 10 mi. radius, must have escort  
 w/amber flashing lights visible from 500')

DOT Rules Enforced Under 32-1-10

GDOT Rule 672-2-.03 Conditions of permits, time of travel,  
 weather conditions, routes & insurance  
 requirements

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GDOT Rule 672-2-.04 Conditions to movement of houses;  
 min. equip., time of movement (9AM-  
 3PM Mon.-Sat.), routes & distance

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GDOT Rule 672-2-.05 Condition to movement of manufactured  
 homes, modular units & portable buildings  
 16' max; brakes on towing vehicle

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GDOT Rule 672-2-.06 Escorts of permitted vehicles and loads:  
 (1) Equipment of escorts; (2) Signs for  
 escorts; (3) Escort(s) when required

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GDOT Rule 672-2-.07 Marking of oversize loads and vehicles;  
 front and rear signs with wording of  
 "OVERSIZED LOAD"; red flags at corners of  
 vehicle and/or load

**Commercial Driver's License**

40-5-143 Operating a CMV with more than one  
 driver's license

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40-5-145(b) Employer knowingly allowing driver to  
 drive CMV while disqual/susp/revoked

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40-5-146(a) Operating a CMV without a CDL when req.  
 (b)(1) Driving a CMV while disqualified  
 (b)(2) Viol. of out of service order (CDL size veh)

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40-5-149(b) Failing to notify DDS of CDL address  
 change within 30 days

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40-5-149(c) GA resident operating on out-of-state CDL  
 more than 30 days

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40-5-150(d) Operating CDL vehicle without required  
 endorsement

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40-5-20(a) No or invalid driver's license/wrong class for  
 vehicle driven

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40-5-23 Driver's license classifications (non-CDL)

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40-5-29(a) No driver's license in possession  
 (non-CDL)

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40-5-29(b) Failure to display license on demand

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40-5-30 Violation of driver's license restriction

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40-5-32(a) Driver's license expired

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40-5-33 Failing to notify DDS of name/address  
 change within 60 days of the change

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40-5-58 Driving after habitual violator declaration

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40-5-64 Violation of limited permit restriction(s)

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40-5-120 Unlawful use/display of driver's license/ID

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40-5-121 Driving while license suspended or revoked  
 (non-CDL)

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40-5-125 Possession, procurement, or use of  
 fraudulent driver's license or ID card

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16-5-46(l) Knowingly using a CMV while trafficking a  
 person for labor or sexual servitude

Notes: \_\_\_\_\_  
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**Tags, Registration & Insurance**

40-2-6 Altered license plate

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40-2-6.1 Obscuring license plate

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40-2-7 Removing or affixing license plate with intent to  
 conceal or misrepresent

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40-2-8 Invalid license plate

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40-2-20 Failure to register

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40-2-38 No or improper dealer license plate

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40-2-38.1 No or improper transporter license plate

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40-2-41 Improper display of license plate

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40-2-88 No I.R.P. (International Registration Plan)

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40-2-166 Wrong class of tag (GA licensed trucks  
 only)

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40-6-10 No proof of insurance/No insurance

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40-6-15 Operating a vehicle with a suspended  
 registration

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48-9-39 Motor Carrier Registration Card and ID Marker;  
 fail to carry

Drug and Alcohol Violations

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16-13-2(b) Possession of marijuana, less than 1 oz

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16-13-30 Violation of GA Controlled Substances Act

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16-13-31 Trafficking

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16-13-32 Transactions in drug related objects

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16-13-72 Sale/Distribution/Poss. of dangerous drugs

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16-13-75 Controlled subst/drug not in orig. container

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16-13-78.2 Poss./Man./Deliv./Dist./Sale  
 of counterfeit substance

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40-5-152(a) Operating a CDL class CMV with meas.  
 amount of alcohol in system (OOS)

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40-6-253(b) Possession of open alcohol container

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40-6-391(a)(1) Driving under the influence of alcohol  
 (a)(2) Driving under the influence of drugs  
 (i) Driving CMV with 0 .04 % alcohol  
 (l) Endangering child under 14 by DUI