

ADMINISTRATIVE ORDER

- WHEREAS:** Pursuant to O.C.G.A. § 40-1-8(b), the Commissioner shall have the authority to promulgate rules and regulations for the safe operation of motor carriers, the safe operation of commercial motor vehicles and drivers, and the safe transportation of hazardous materials consistent with the Constitution of the United States and of this State, the Official Code of Georgia Annotated and other laws of this State;
- WHEREAS:** Pursuant to O.C.G.A. § 40-1-8(c)(1), the adoption of rules and regulations governing the safe operations of motor carriers, commercial motor vehicles and drivers, and the safe transportation of hazardous materials are exempt from the procedural requirements of Chapter 13 of Title 50 of the Official Code of Georgia, the “Georgia Administrative Procedure Act;”
- WHEREAS:** Pursuant to O.C.G.A. § 40-1-8(c)(1), The Commissioner of the Department of Public Safety may, through administrative order, including, but not limited to, by referencing compatible federal regulations or standards, adopt the rules and regulations described herein which shall be maintained on file by the Department of Public Safety and made available for inspection and copying by the public, by means including but not limited to posting on the department’s Internet site;
- WHEREAS:** Pursuant to O.C.G.A. § 40-1-118, the Commissioner shall prescribe just and reasonable rates, fares, and charges for transportation by motor carriers of household goods and for all services rendered by motor carriers in connection therewith and may give notice and publish such rates;
- WHEREAS:** The rules adopted in accordance with this Order shall apply to intrastate commerce and are for use by all carriers transporting household goods in the State of Georgia that are subject to the Department’s regulation;

WHEREAS: Pursuant to an Administrative Order dated March 19, 2013, the Department of Public Safety adopted Household Goods Mover (“HGM”) Rules 1-1 and 1-2, which became rules of the Department of Public Safety;

WHEREAS: HGM Rule 1-2 refers to “the Department’s Maximum Rate Tariff No. 2,” a reference to Georgia Public Service Commission Maximum Rate Tariff No. 2, which was then in effect and applied to intrastate household goods movers;

WHEREAS: On March 8, 2018, the Board of Public Safety voted upon and approved the adoption of Georgia Department of Public Safety Maximum Rate Tariff No. 1, which, pursuant to administrative order, shall supersede Georgia Public Service Commission Maximum Rate Tariff No. 2 effective March 10, 2018; and

WHEREAS: It is the Department’s intent that HGM Rules 1-1 and 1-2 remain in effect and be amended to refer to the correct tariff following the adoption and implementation of Georgia Department of Public Safety Maximum Rate Tariff No.1;

Now, therefore, pursuant to the authority vested in me as the Commission of the Georgia Department of Public Safety, it is hereby

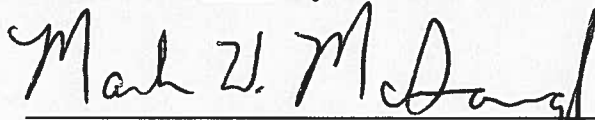
ORDERED: That the Household Goods Mover (“HGM”) Rule 1-1, permitting intrastate household goods movers to charge for up to one hour of travel time to (but not from) a destination, not to exceed the normal charge at the contracted labor rate, REMAIN IN EFFECT as attached hereto; be it further

ORDERED: That HGM Rule 1-2, permitting intrastate household goods movers to charge a fuel surcharge, BE AMENDED to refer to Georgia Department of Public Safety Maximum Rate Tariff No.1 and ADOPTED as attached hereto; be it further

ORDERED: That said rules and regulations described herein shall become rules and regulations of the Department of Public Safety; and be it further

ORDERED: That notice of the amendment and adoption of HGM Rules 1-1 and 1-2 and the text of said rules be placed upon the Department's website and the website of the Motor Carrier Compliance Division.

SO ORDERED this 8th day of March, 2018.



Colonel Mark W. McDonough, Commissioner

**GEORGIA DEPARTMENT OF PUBLIC SAFETY
HOUSEHOLD GOODS MOVER RULES
CHAPTER 1 – Charges**

1-1 Travel Time

- (A) A household goods mover may charge for one hour of travel time per move at the contracted labor rate, not to exceed the normal charge.
- (B) No person or motor carrier may assess a travel time charge in excess of that set by the Commissioner

Auth: O.C.G.A. §§ 40-1-51; 40-1-54; 40-1-57; 40-1-101; and 40-1-118.

1-2 Fuel Surcharge

- (A) Effective March 10, 2018, for hire intrastate motor carriers of household goods may charge a fuel surcharge on weight/distance shipments governed by the Department of Public Safety's Maximum Rate Tariff No. 1.
- (B) Based upon market fluctuations in the price of fuel, the Commissioner may increase or decrease the fuel surcharge by Administrative Order.
- (C) The current allowable fuel surcharge will be posted on the Department's MCCD Regulations Compliance website at www.gamccd.net.
- (D) All fuel surcharge revenue assessed and collected shall be passed on or otherwise credited to the purchaser of the fuel. The fuel surcharge is to be assessed once per shipment, regardless of the number of vehicles used.
- (E) No person or motor carrier may charge a customer a fuel surcharge amount greater than the amount authorized by the Commissioner at the time the move occurred.

Auth: O.C.G.A. §§ 40-1-51; 40-1-54; 40-1-57; 40-1-101; and 40-1-118.