



Honorable Nathan Deal
Governor

Department of Public Safety

Colonel Mark W. McDonough
Commissioner

Post Office Box 1456

Atlanta, Georgia 30371-1456

Phone: (404) 624-7477

Fax: (404) 624-7788

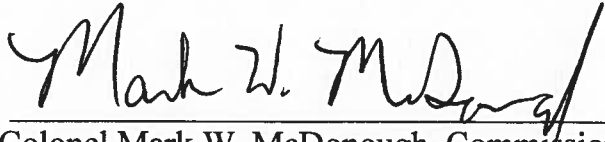
ADMINISTRATIVE ORDER

- 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:** The Commissioner of the Department of Public Safety may, through administrative order, 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:** The Motor Carrier Compliance Division has completed a review of the Georgia Transportation Rule Book as a result of said review certain changes to the Georgia Transportation Rule Book are required;

- WHEREAS: The Commissioner of Public Safety has promulgated an amended version of 49 CFR Part 365.601 which provides for definitions;
- WHEREAS: The Commissioner of Public Safety has promulgated an amended version of 49 CFR Part 1-391.2(d) which provides for general exemptions;
- WHEREAS: The Commissioner of Public Safety has promulgated an amended version of 49 CFR Part 1-391.43(i) & (j) which provides for medical examinations and certificate of physical examinations for drivers;
- WHEREAS: The Commissioner of Public Safety has promulgated an amended version of 49 CFR Part 1-396.9 which provides for inspection of motor vehicles in operation;
- ORDERED: Chapter 1, "Motor Carrier Safety Regulations," of the Transportation Rules of the Department of Public Safety 1-5, Inspection of Vehicles and Carriers, is amended as follows:

Subsection (b) is added to provide certified law enforcement officers of the Department designated to perform regulatory compliance inspections shall follow and adhere to procedures outlined in the North American Standard Vehicle Inspection Procedures; and to provide all officers, agents, and employees of a motor carrier must comply with all reasonable and lawful requests of such officers.

SO ORDERED this 8TH day of SEPTEMBER, 2015.


Colonel Mark W. McDonough, Commissioner