

## Common Violations

The following tables list some of the most common violations cited in each category.

Parts & Accessories Violations	Relevant Code
Not having required operable lamps	<a href="#">393.9</a>
Clamp/roto-chamber type brake(s) out of adjustment	<a href="#">393.47E</a>
Tire tread depth less than 2/32 of an inch	<a href="#">393.75C</a>
No/discharged/unsecured fire extinguisher	<a href="#">393.95A</a>
No/defective lighting devices/reflective devices/projected	<a href="#">393.11</a>
Inoperative turn signal	<a href="#">393.9TS</a>
Windshield wipers inoperative/defective	<a href="#">393.78</a>
Automatic brake adjuster CMV manufactured on or after 10/20/1994—air brake	<a href="#">393.53B</a>
Brake hose/tubing chaffing and/or kinking	<a href="#">393.45B2</a>
No/insufficient warning devices	<a href="#">393.95F</a>

Vehicle Maintenance Violations	Relevant Code
Parts or accessories in disrepair	<a href="#">396.3(a)(1)</a>
Oil or grease leak	<a href="#">396.5(b)</a>
Operating a CMV without periodic inspection	<a href="#">396.17(c)</a>
Hubs—Oil/Grease leaking from hub	<a href="#">396.5(b)</a>
Hubs—Wheel seal leaking	<a href="#">396.5(b)</a>
Failure to correct defects on inspection report	<a href="#">396.5(b)</a>
Brakes (general)	<a href="#">396.3(a)(1)</a>
Brakes—reserve system pressure loss	<a href="#">396.3(a)(1)</a>
Tires (general)	<a href="#">396.3(a)(1)</a>
Failure to correct defects noted on inspection report	<a href="#">396.9(d)(2)</a>

Driver Qualification Violations	Relevant Code
Non-English speaking driver	<a href="#">391.11</a>
Incomplete driver qualification file	<a href="#">391.51</a>
Operating a property-carrying vehicle without possessing a valid medical certificate	<a href="#">391.41</a>
Driver does not have a valid operator's license for the CMV being operated	<a href="#">391.11</a>
Expired medical examiner's certificate	<a href="#">391.45</a>
Driver lacking physical qualification(s)	<a href="#">391.11</a>
Driver operating a CMV without proper endorsements or in violation of restrictions	<a href="#">391.11</a>
Driving a CMV while disqualified—suspended for safety-related or unknown reason and in the State of driver's license issuance	<a href="#">391.15</a>
Driving a CMV while disqualified—suspended for non-safety-related reason and in the State of driver's license issuance	<a href="#">391.15</a>
Driver lacking valid license for type vehicle being operated	<a href="#">391.11</a>

<b>Driver Training Violations</b>	<b>Relevant Code</b>
Operating a CMV without a CDL	<a href="#">383.23</a>
Driving a CMV while CDL is suspended for a safety-related reason	<a href="#">383.51</a>
Driving a CMV while CDL is suspended for a non-safety-related reason and in the State of driver's license issuance	<a href="#">383.51</a>
Operating a CMV with an improper CDL group	<a href="#">383.91</a>
Operating a CMV with more than one driver's license	<a href="#">383.21</a>
No tank vehicle endorsement on CDL	<a href="#">383.93</a>
No hazardous materials endorsement on CDL	<a href="#">383.93</a>
No passenger vehicle endorsement on CDL	<a href="#">383.93</a>
No double/triple trailer endorsement on CDL	<a href="#">383.93</a>
Violating airbrake restriction	<a href="#">383.95</a>

<b>Driving Violation</b>	<b>Relevant Code</b>
Moving violations, such as: <ul style="list-style-type: none"> <li>• Speeding</li> <li>• Following too closely</li> <li>• Improper lane changes</li> <li>• Reckless driving</li> <li>• Improper turns</li> <li>• Failure to yield to right of way</li> <li>• Railroad grade crossing violations</li> <li>• Failure to obey a traffic control device</li> </ul>	<a href="#">392.2</a>
Failing to use seat belt while operating CMV	<a href="#">392.16</a>
Using a hand-held mobile telephone while operating a CMV	<a href="#">392.82</a>
Unauthorized passenger on board CMV	<a href="#">392.60</a>
Driving under the influence of drugs	<a href="#">392.4A</a>
Driving while in possession of intoxicating beverage, non-cargo	<a href="#">392.5A3</a>
Wheel (mud) flaps missing or defective	<a href="#">392.2WC</a>
Failing to secure vehicle equipment or load ( <a href="#">49 CFR 393, Subpart I</a> )	<a href="#">392.9(a)(2)</a>
Driver failing to conduct pre-trip inspection	<a href="#">392.7(a)</a>
Failing/improper placement of warning devices	<a href="#">392.22(b)</a>

<b>Hours of Service Violations</b>	<b>Relevant Code</b>
Form and manner issues, such as: <ul style="list-style-type: none"> <li>Log does not include miles traveled / Log does not include locations</li> </ul>	<a href="#">395.8</a>
Driver's RODS not current	<a href="#">395.8(f)1</a>
30-minute rest break after 8 hours on duty violations	<a href="#">395.3(a)(3)(ii)</a>
14-hour violations	<a href="#">395.3(a)(2)</a>
False RODS	<a href="#">395.8(e)</a>
Failing to retain previous 7 days of RODS	<a href="#">395.8(k)(2)</a>
No driver RODS	<a href="#">395.8(a)</a>
11-hour violations	<a href="#">395.3(a)(3)</a>
On-board recording device violations	<a href="#">395.15</a>
Driving after 70 hours on duty in 8 days	<a href="#">395.3(b)(2)</a>

<b>Controlled Substances &amp; Alcohol Violations</b>	<b>Relevant Code</b>
Failing to Implement a drug/alcohol testing program	<a href="#">382.115(a)</a>
Using a driver before receiving a pre-employment drug test result	<a href="#">382.301(a)</a>
Failing to conduct post-accident alcohol or drug test	<a href="#">382.303</a>
Failing to do random drug tests at applicable annual rate	<a href="#">382.305(b)(2)</a>
Driver performing safety-sensitive function without follow-up	<a href="#">382.503</a>
Using a driver who refused to take drug/alcohol test	<a href="#">382.211</a>
Using a driver with a .04 alcohol level	<a href="#">382.201</a>
Failing to implement a random controlled substance or alcohol testing program	<a href="#">382.305</a>
Failing to do random alcohol tests at the applicable annual rate	<a href="#">382.305(b)(1)</a>
Using a driver who has tested positive for a drug	<a href="#">382.215</a>

<b>Hazardous Materials Violations</b>	<b>Relevant Code</b>
Package not secure in vehicle	<a href="#">177.834A</a>
No copy of U.S. DOT hazmat registration number	<a href="#">107.620B</a>
Placard damaged, deteriorated, or obscured	<a href="#">172.516C6</a>
No shipping papers, carrier	<a href="#">177.817A</a>
Shipping paper accessibility	<a href="#">177.817E</a>
Vehicle not placarded as required	<a href="#">172.504A</a>
Emergency response information missing	<a href="#">172.602A</a>
Failing to provide carrier required placards	<a href="#">172.502A1</a>
Failing to enter basic description of hazmat in proper sequence	<a href="#">172.202B</a>
No required placards or markings	<a href="#">177.823A</a>

See also, FMCSA's [Top Twenty Cargo Tank Facility Violations](#).