

Points Suspensions

O.C.G.A. §40-5-57

The driver's license of any person who has accumulated 15 or more points in any consecutive 24-month period shall be suspended. **Not just the past 24 months, ANY 24-month period.** No points shall be assessed as provided in O.C.G.A. §40-5-57 for any violation committed by a non-resident.

First Assessment in Five Years

Suspension - Yes; 1 year period beginning on the effective date (early return available, see below).

Limited Driving Permit - Yes - \$25, non-renewable, valid for 1 year from date of issuance.

Reinstatement requirements: Licensee may reinstatement immediately, provided that he/she:

- Submits an original certificate of completion of a DDS approved Defensive Driving Course;
- Remits a \$210 reinstatement fee (or \$200 if reinstatement is applied for by mail).

Second Assessment in Five Years

Suspension - Yes; 1 year period beginning on the effective date (early return available, see below).

Limited Driving Permit - No.

Reinstatement requirements: Licensee may reinstatement immediately, provided that he/she:

- Submits an original certificate of completion of a DDS approved Defensive Driving Course;
- Remits a \$210 reinstatement fee (or \$200 if reinstatement is applied for by mail).

Third Assessment in Five Years

Suspension - Yes; 2 year period beginning on the effective date.

Limited Driving Permit - No.

Reinstatement requirements:

- Submits an original certificate of completion of a DDS approved Defensive Driving Course;
- Remits a \$210 reinstatement fee (or \$200 if reinstatement is applied for by mail).

Point Schedule

- Aggressive driving = 6 points
- Reckless driving = 4 points
- Unlawful passing of a school bus = 6 points
- Improper passing on a hill or a curve = 4 points
- Exceeding the speed limit, 14 MPH < Violation < 19 MPH = 2 points
- Exceeding the speed limit, 19 MPH ≤ Violation < 24 MPH = 3 points
- Exceeding the speed limit, 24 MPH ≤ Violation < 34 MPH = 4 points
- Exceeding the speed limit, 34 MPH ≤ Violation = 6 points
- Disobedience of any traffic-control device or traffic officer = 3 points
- Too fast for conditions = 0 points
- Possessing an open container of an alcoholic beverage while driving = 2 points
- Failure to adequately secure a load, except fresh farm produce, resulting in loss of such load onto the roadway which results in an accident = 2 points



- Violation of child safety restraint requirements, first offense = 1 point
- Violation of child safety restraint requirements, second or subsequent offense = 2 points
- All other moving traffic violations which are not speed limit violations = 3 points (SEE BELOW)

DDS Agency Rule 375-3-3-.01 – Moving Traffic Violations Defined.

(a) For the purposes of O.C.G.A. § 40-5-57, the following violations are defined as “moving traffic violations,” in addition to the violations enumerated in O.C.G.A. § 40-5-57(c)(1)(A):

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| O.C.G.A. § 40-6-6 | Emergency Vehicle Violation |
| O.C.G.A. § 40-6-11 | No Proof of Insurance Motorcycle |
| O.C.G.A. § 40-6-14 | Limits on Sound Volume |
| O.C.G.A. § 40-6-40 | Improper Lane Usage |
| O.C.G.A. § 40-6-41 | Oncoming Traffic |
| O.C.G.A. § 40-6-42 | Improper Passing |
| O.C.G.A. § 40-6-43 | Improper Passing |
| O.C.G.A. § 40-6-44 | Improper Passing |
| O.C.G.A. § 40-6-45 | Improper passing |
| O.C.G.A. § 40-6-46 | No passing zones |
| O.C.G.A. § 40-6-47 | Wrong way on one-way road |
| O.C.G.A. § 40-6-48 | Failure to maintain lane |
| O.C.G.A. § 40-6-49 | Following too closely |
| O.C.G.A. § 40-6-50 | Driving on Divided Highway |
| O.C.G.A. § 40-6-51 | Illegal Use of Controlled-Access Road |
| O.C.G.A. § 40-6-52 | Truck Lane Usage |
| O.C.G.A. § 40-6-70 | Failure to Yield at Intersection |
| O.C.G.A. § 40-6-71 | Failure to Yield when Turning Left |
| O.C.G.A. § 40-6-72 | Stop/Yield Sign Violation |
| O.C.G.A. § 40-6-73 | Failure to Yield Crossing or Entering Road |
| O.C.G.A. § 40-6-74 | Failure to Yield to Emergency Vehicle |
| O.C.G.A. § 40-6-75 | Failure to Yield to Construction/Maintenance |
| O.C.G.A. § 40-6-76 | Failure to Yield to Funeral Procession |
| O.C.G.A. § 40-6-91 | Failure to Yield to Pedestrian |
| O.C.G.A. § 40-6-93 | Failure to Use Due Care to Pedestrian |
| O.C.G.A. § 40-6-94 | Failure to Yield to Blind Pedestrian |
| O.C.G.A. § 40-6-98 | Driving Through Safety Zone |
| O.C.G.A. § 40-6-120 | Improper Turning |
| O.C.G.A. § 40-6-121 | Improper U-Turn |
| O.C.G.A. § 40-6-123 | Improper Turning, Failure to Signal |
| O.C.G.A. § 40-6-124 | Improper Use of Signal Lights |
| O.C.G.A. § 40-6-125 | Improper Use of Hand Signals |
| O.C.G.A. § 40-6-126 | Improper Use of Turning Lane |
| O.C.G.A. § 40-6-142 | Certain vehicles to stop at all railroad crossings |
| O.C.G.A. § 40-6-143 | Moving heavy equipment at railroad crossings |
| O.C.G.A. § 40-6-144 | Emerging from alley, driveway, or building |
| O.C.G.A. § 40-6-161 | Operating school bus without headlights |



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| O.C.G.A. § 40-6-162 | Failure to use visual signals by school bus |
| O.C.G.A. § 40-6-164 | Failure of school bus driver to yield right of way |
| O.C.G.A. § 40-6-184 | Impeding traffic flow |
| O.C.G.A. § 40-6-205 | Obstructing intersection |
| O.C.G.A. § 40-6-240 | Improper Backing |
| O.C.G.A. § 40-6-241 | Failure to exercise due care |
| O.C.G.A. § 40-6-242 | Driving with obstructed view |
| O.C.G.A. § 40-6-244 | Allowing occupancy of moving house trailer |
| O.C.G.A. § 40-6-245 | Improper driving thru canyon or on mountain |
| O.C.G.A. § 40-6-246 | Coasting |
| O.C.G.A. § 40-6-247 | Following emergency vehicles |
| O.C.G.A. § 40-6-248 | Crossing fire hose |
| O.C.G.A. § 40-6-250 | Wearing device impairing hearing or vision |
| O.C.G.A. § 40-6-251 | Laying drags |
| O.C.G.A. § 40-6-252 | Cruising |
| O.C.G.A. § 40-6-253.1 | Transportation of etiologic agent |
| O.C.G.A. § 40-6-271 | Striking unattended vehicle |
| O.C.G.A. § 40-6-272 | Striking fixture |
| O.C.G.A. § 40-6-273 | Failure to report accident |
| O.C.G.A. § 40-6-275 | Failure to remove vehicle from roadway |
| O.C.G.A. § 40-6-311 | Manner of riding motorcycle |
| O.C.G.A. § 40-6-312 | Operating motorcycle on road laned for traffic |
| O.C.G.A. § 40-6-313 | Clinging to other vehicles |
| O.C.G.A. § 40-6-314 | Motorcycle footrest/handlebar violation |
| O.C.G.A. § 40-6-315 | Motorcycle helmet/eyewear violation |
| O.C.G.A. § 40-6-352 | Moped helmet violation |
| O.C.G.A. § 40-6-361 | Improper lane usage-low speed vehicle |
| O.C.G.A. § 40-6-362 | Improper highway access-low speed vehicle |
| O.C.G.A. § 40-6-393.1 | Feticide by vehicle (misdemeanor) |

DDS shall assess three (3) points to the driver history record upon receipt of notice of any of the above convictions. DDS shall assess points to the driver history record upon receipt of notice of a conviction for a moving traffic violation in another state in accordance with the actions required of a corresponding violation under Georgia law. The provisions of O.C.G.A. § 40-6-45(a)(1), relating to improper passing on a hill or curve, are excluded pursuant to the provisions of O.C.G.A. § 40-5-57(c)(1)(A). Authority: O.C.G.A. §§40-5-52; 40-5-57.

DDS will accept one plea of *nolo contendere* for a moving traffic violation in any five year period without assigning points to the driving record. Subsequent pleas of *nolo contendere* will result in the assessment of points against the driving record, even for a different offense. For example, if a defendant pleads *nolo* for improper turning and does not have any previous *nolo* pleas for a moving violation in the past five years, DDS will record the violation onto the driving record without assessing points. If, one year later, the same defendant pleads *nolo* for failure to maintain lane, DDS will record the violation onto the driving record and will assess points. This process does not



impact the treatment of pleas of *nolo contendere* for an offense for which DDS will suspend the license.



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