

Points Suspensions

O.C.G.A. §40-5-57

The driver's license of any person who has accumulated 15 or more points, as measured by the offence date, 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 \$210.00 reinstatement fee (or \$200.00 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 \$210.00 reinstatement fee (or \$200.00 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 \$210.00 reinstatement fee (or \$200.00 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)

Ga. Admin. Comp. Ch. 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):

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
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.

Nolo for under 21, please refer to under 21 section.