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MARINE CORPS BASE
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and

MARINE CORPS AIR STATION NEW RIVER
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JACKSONVILLE NC 28545-1001

BO/ASO 5560.2N
DPS/PMO
SEP 15 2011

BASE/AIR STATION ORDER 5560.2N

From: Commanding Officers
To: Distribution List

Subj: MOTOR VEHICLE AND TRAFFIC REGULATIONS

Ref: (a) Federal Assimilative Crimes Act (18 U.S.C 13) (NOTAL)
(b) DoD Instruction 6055.04 "DoD Traffic Safety Program" April 20, 2009
(c) MCO 5110.1D
(d) Motor Vehicle Laws of the State of North Carolina (NOTAL)
(e) Uniform Vehicle Code and Model Traffic Ordinances (NOTAL)
(f) General Statutes of North Carolina (NOTAL)
(g) MCO 5100.19E w/Ch 1-3
(h) MCO 11240.66D
(i) BO 5810.3G
(j) BO 4651.2N
(k) MCO 5580.2B
(l) BO 5090.111
(m) BO 10570.1D w/Ch 1
(n) BO 5500.1G
(o) 49 CFR Part 172, Subpart E CFR Part 172
(p) ASO 10570.1A
(q) MCAS New River CO Policy Letter 02-10

1. Situation. All traffic violations, malfunctions to vehicle equipment, non-compliant driving, and unskilled driving have the potential to damage property, harm pedestrians, injure other drivers, or degrade the overall discipline of the Marine Corps.

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Such events implicitly threaten the resources vital to Marine Corps Base Camp Lejeune's (MCB CamLej) and Marine Corps Air Station New River's (MCAS New River) mission. This reality necessitates implementation of laws, identification and correction of drivers who operate hazardously, and consequences for those drivers who need reinforcement to improve their driving.

2. Cancellation. BO P5560.2M, Commanding Officer's (CO's) MCB CamLej Policy Letter 05-07, CO's MCB CamLej Policy Letter 06-07, CO's MCB CamLej Policy Letter 03-10, Air Station Order (ASO) P5100.12G, Marine Corps Air Station (MCAS) New River Policy Letter 001-08, and MCAS New River Policy Letter 001-09.

3. Mission. This Order establishes responsibilities, regulations and consequences for owners and drivers of motor vehicles aboard MCB CamLej and MCAS New River to reduce threats on the roadways while preserving the mission of the Installations. The term "Installation" will refer to both MCB, Camp Lejeune and MCAS, New River.

a. Punitive Effect. This Order is punitive. Violation of any provision of this Order by military personnel is punishable as a violation of Article 92 of the Uniform Code of Military Justice (UCMJ). Violations by any other person subject the violator to trial in the Federal courts for violation of reference (a).

b. Summary of Revision. This Order has been completely revised and should be reviewed in its entirety.

4. Execution

a. Commanders Intent. To comply with this Order and the contents of the references.

b. Concept of Operations. The CO, MCB CamLej and the CO, MCAS New River grant the privilege to possess and/or drive a motor vehicle on his/her Installation, conditional only to those people who meet minimum qualifications and conform to regulations. When a driver has breached the terms, the Installation CO may suspend or revoke the driver's privilege for the sake of safety, security or quality of life of others on the Base or Air Station. Reference (a) makes state law applicable to conduct on lands reserved or acquired by the federal

government. Reference (b) establishes policy, responsibilities, and procedures for motor vehicle traffic supervision. Reference (c) provides policy, responsibilities, and procedures for motor vehicle traffic supervision on Marine Corps installations. The rules of the road contained herein are based on applicable portions of references (d) and (e). Reference (f) provides the applicable criminal code for the installations where such provision is not set forth in federal statute or regulation. Reference (g) is the Marine Corps Traffic Safety Program. Reference (h) provides policy for garrison mobile equipment. Reference (i) contains the Base guidelines for search and seizure. Reference (j) contains the requirements for taxicabs and limousines. Reference (k) is the Marine Corps Law Enforcement Manual, and reference (l) contains guidelines for off-road recreational vehicle use at Onslow Beach. Reference (m) contains regulations, policies, and procedures for domestic pets and animals aboard the Installation. Reference (n) contains regulations and procedures for the transportation of firearms in privately owned vehicles (POVs). Reference (o) contains provisions for transporting hazardous materials. Reference (p) contains regulations and procedures for possessing and controlling/enforcing domestic animals aboard MCAS, New River. Reference (q) establishes access control procedures to minimize risk of illegal access aboard MCAS, New River.

5. Administration and Logistics

a. This Order has been coordinated with and concurred by the Commanding Generals, II Marine Expeditionary Force, Marine Corps Installations East, 2d Marine Division (MarDiv), 2d Marine Logistics Group, Commander, U.S. Marine Corps Forces, Special Operations Command; and COs, MCAS New River, the Naval Hospital, Naval Dental Center, Joint Maritime Training Center, U.S. Coast Guard, Marine Corps Combat Service Support Schools (MCCSSS), School of Infantry-East, and Marine Corps Engineer School.

b. The forms on this Order are available electronically under Forms Management on the MCB Adjutants site at https://intranet.mcieast.usmc.mil/C18/C7/MCB%20Forms%20Management/default.aspx. If a computer is not available, contact PMO at (910) 451-5702/4316 during normal business hours or (910) 451-2555 after hours. Local reproduction of this form through the Document Automation and Production Service is authorized; however, a copy of all DD Forms 844 requesting such reproduction shall be submitted to this headquarters (Attn: Forms Manager).

6. Command and Signal

a. Command. This Order is applicable to MCB CamLej, MCAS New River and all tenant commands.

b. Signal. This Order is effective the date signed.

D. J. LECCE

B. M. HEWLETT

DISTRIBUTION: A

RECORD OF CHANGES

Log completed change action as indicated.

Change Number	Date of Change	Date Entered	Signature of Person Incorporating Change

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Chapter 1

General Traffic Information

1. Responsibility. Reference (b) and this Order require every motorist or owner of a vehicle on MCB CamLej and MCAS New River to comply with these regulations and the laws of North Carolina issued by the State Division of Motor Vehicles. These laws and regulations apply in the absence of posted regulations on the roadways. Posted regulations are minimum statutes that reflect the intent of the law; therefore, motorists should drive sensibly within the "spirit of the law," *especially* in conditions such as reduced visibility, traffic congestion, special events, and in the vicinity of emergency responders.

2. Suspension and Revocation Of Driving Privileges. The Command Inspector General (CIG), Base Traffic Court (BTC) and the Air Station Traffic Court (ASTC) determine when to suspend or revoke a motorist's driving privileges on the installation. Following this determination, the CIG forbids use of the offender's vehicle(s) by anyone other than the military sponsor's spouse or dependents that meet the qualifications and comply with these regulations. Suspension and revocation of driving privileges may be awarded for off-Base traffic infractions.

3. Motorcycles, Mopeds, and Bicycles. This Order separately addresses operators of motorcycles, mopeds, and bicycles where applicable. However, unless explicitly exempt, all regulations apply to mopeds, bicycles, and other non-motorized means of transportation.

4. Violations

a. The full range of disciplinary actions are available to commanding officers to address violations of this Order. In some cases, the Special Assistant to the United States Attorney (SAUSA) may prosecute traffic violations occurring on the installation in civilian courts.

b. Disciplinary or punitive measures taken by commands are separate from administrative measures imposed by the BTC/ASTC. Chapter 10 of this Order amplifies BTC/ASTC proceedings.

c. Any person who has lost the privilege to drive in any state will be ineligible for driving privileges on the Installation.

d. This Order is complementary to the North Carolina Department of Transportation (DOT) regulations and other driver laws and regulations. Higher authorities such as Commandant of the Marine Corps (CMC), and Marine Corps Orders (MCO) supersede this Publication.

5. Driver Education

a. Driver Education. All military personnel under 26 years of age who possess a driver's license or are required to operate military vehicles will attend a Driver's Improvement Course (DIC). The preferred course is the "Alive at 25" course offered by the National Safety Council (NSC). The course focuses on behavior, judgment, decision making, and consequences. The course provides tools for making positive choices. This instruction will be given, as soon as is practical, after a member reports aboard the Installation. The optional course may be taken on-line at https://www.marinenet.usmc.mil/marinenet, course Number DI5101E. Other DICs are available; however, if the DIC is not approved by the Department of Public Safety (DPS), then it will not be considered a valid DIC.

b. Reserves. Reserve units will attend DIC when mobilized. Individual Augments (IAs) will attend DIC during any occasion of active duty, if relevant.

c. The words, "driver" and "operator," are interchangeable throughout this Order.

Chapter 2

Admittance and Registration of Motor Vehicles

1. Entrances and Exits

a. Personnel assigned to the Provost Marshal Office (PMO), MCB CamLej, guard the only entrances and exits authorized by the COs, MCB CamLej and MCAS New River, unless otherwise designated.

b. Motorists must enter and exit on paved roads unless otherwise authorized by the COs, MCB CamLej and MCAS New River.

2. Admittance of Motor Vehicles

a. Motor vehicles bearing a *valid* Department of Defense (DoD) decal (DD Form 2220) will be admitted in accordance with the Access Control Orders of the respective installation. Personnel permanently assigned to the Base or Air Station are required to register their vehicle(s) within 30 days of purchase, permanent change of station (PCS), or permanent change of assignment (PCA) to include the U.S. Coast Guard or other DoD components as described in reference (b).

b. Federal, state, county, and city owned vehicles, to include local utility companies' vehicles, will be admitted without unnecessary delay. Despite the goal of prevention of unnecessary delay, these vehicles may still be subject to search, vehicle and driver verification, and other procedures necessary to maintain the safety and security aboard the Installation.

c. All other vehicles will be required to display a valid temporary pass for authority to enter, unless otherwise directed by the CO, MCB CamLej or MCAS New River.

d. Per reference (l), non-registered off-road recreational vehicles (ORRVs) are not authorized for use aboard the Installation, except when in use for official government actions; to include but not limited to military training, wildlife enforcement, management, or similar functions. Non-registered ORRVs are defined as those vehicles that cannot be registered for use on paved roads according to reference (d). This definition generally includes vehicles such as three and

four wheeled all terrain vehicles (ATVs), dirt or trail bikes, dune buggies, Low-Speed Vehicles (LSV), and go-carts.

e. The CO, MCCSSS Camp Johnson, may authorize student personnel to have POVs for the duration of their course, unless MCB CamLej or MCAS New River is the student's PCS destination. In the latter case, the CO, MCB CamLej grants the privilege to drive aboard the Installation. Students must be authorized in writing and will follow the guidelines in this Order.

f. This Order prohibits any individual, military or civilian, to do the following:

(1) Knowingly enter any area within the Installation, including any housing area, by operating a vehicle, which displays a DoD registered decal in which the decal is either:

(a) Not registered to the vehicle on which the decal is displayed; or

(b) Not registered to the current owner of the vehicle.

(2) Knowingly enter any area within the Installation, including any housing area, and operate a motor vehicle while the registered owner's Installation driving privileges are either suspended or revoked, unless that individual is a spouse or dependent of the registered owner.

(3) Operate a vehicle within any area of the Installation, including any housing area, without a valid vehicle Visitor's Pass or DoD registered vehicle decal.

g. Owners are prohibited from displaying on their motor vehicles in any format to include but not limited to signs, posters, bumper stickers, window decals, art, emblems, insignia, or other adornments of an extremist, indecent, sexist, racist, obscene, profane, defamatory nature, or other messages that are prejudicial to good order and discipline, otherwise violate the standard of decency found in Article 134 (Indecent Language) of the UCMJ, or which display presents a clear danger to the loyalty, discipline, morale of military personnel, or presents a potential for disruptive conduct and interference with the mission of the commands. The unauthorized display of any such sign, poster, bumper sticker, window decal, art, emblem,

insignia, or other adornments may be grounds for suspension or revocation of Base or Station driving privileges or denial of admission to the Installation. The Staff Judge Advocate for each Installation will review, on a case-by-case basis, any suspected violations of the above and make recommendations to the respective CO.

h. Violators of this Order may be subject to prosecution in the Federal Courts of the United States, in addition to administrative action taken under Chapter 10 of this Order by the unit Commanding Officer.

i. When in the best interest of the Government, the CO, MCB CamLej or MCAS New River will deny access to any vehicle as necessary.

3. Hours of Admittance

a. Motor vehicles bearing valid military DoD decals or Installation passes will normally be admitted 24 hours a day. Motor vehicles bearing valid civilian DoD decals or Installation. Contractor passes are authorized admittance in conjunction with the operator's **official** duty.

b. Motor vehicles without DoD decals may be admitted 24 hours a day if the owner/operator presents either a valid DoD identification card or copy of Original Orders, plus vehicle registration, insurance, and driver's license. These operators are required to obtain a Visitor's Pass at the Visitor Center, building 812, adjacent to the Main Gate, MCB CamLej, or the Visitor Center building AS 187, adjacent to the Main Gate, MCAS New River, per this Order.

c. Motor vehicles without valid DoD decals, whose operators fail to meet the above requirements, may be authorized admittance as the CO, MCB CamLej or CO, MCAS New River may direct, but otherwise will be denied admittance aboard the Installation.

d. Sponsors/spouses may host guests at any hour. The visitor's information will be recorded at the Visitor Center either in writing, in person, or using the MCAS New River Sponsorship Verification System (SVS). During heightened Force Protection Conditions (FPCON) BRAVO, the Installation Commander may require sponsors/spouses to physically meet their guests at

the main gate to escort them aboard the Installation. Guests will be issued an appropriate pass for vehicle identification.

e. Visitors may bring their vehicles aboard the Installation for hosted "public" events, but must depart with their vehicles immediately upon completion of the event. Unit level events require sponsorship from an official representative of the unit.

f. Rental Cars. Rental cars will be admitted 24 hours a day without obtaining a temporary pass if the military member or Federal employee presents a valid DoD identification card and a copy of the rental agreement/contract.

4. Vehicle Registration

a. Temporary and Special Vehicle Passes

(1) Temporary Passes. The MCB CamLej Vehicle Registration Office, building 60, and MCAS New River Vehicle Registration Office, building AS 187, issues passes of greater length to personnel temporarily assigned to MCB CamLej or MCAS New River. Temporary passes (30 days or less) will be issued only once for the same vehicle. Owners are expected to obtain permanent DoD decals during the grace period, unless sufficient justification warrants a delay of the permanent DoD decal. Extensions to temporary passes are granted on a case by case basis by the Vehicle Registration supervisor. If an extension is denied, the vehicle owner may appeal to the Assistant Services Officer located in building 3, Camp Lejeune.

(a) Individuals applying for a temporary pass will be required to present a current state vehicle registration card, legal state operator's license, and proof of appropriate liability insurance.

(b) In all cases, the temporary pass will be displayed in the lower left corner of the driver's side windshield. Motorcycle operators will carry the temporary pass on their person.

(2) Visitor Passes. The Visitor's Center will issue passes to military personnel, family members, civilian employees, visitors, operators of commercial vehicles, and

others, as appropriate. Visitor Passes will be issued for a maximum of seven days.

(a) A legal operator's license, current registration card, and proof of appropriate liability insurance will be presented before a Visitor Pass will be issued.

(b) Visitor Passes will be displayed in the lower left corner of the driver's side windshield. Motorcycle operators will carry the Visitor Pass on their person.

(c) Visitor Passes expire at 2359 hours on the expiration date stamped or written on the pass.

(d) Personnel not affiliated with any organization located aboard the Base or Air Station need to request authorization in writing to DPS to enter the Installation. Personnel requesting access must have a base sponsor and local law enforcement background check. Final approval for Base or Air Station access will be granted by DPS at MCB CamLej and S-3 at MCASNR.

(3) Special Events Passes

(a) Aboard MCB CamLej, Special Event Passes will be issued to visitors attending any Marine Corps Community Service (MCCS) or special event opened to the public, depending on the size of the event. This pass is valid from the place of entry to the location of the special event and back to any exit point. Requests for Special Event Passes will be made to the Operations Chief, DPS at least 30 working days in advance of the event.

(b) Aboard MCAS New River, a Special Event Pass may be issued to visitors attending any MCCS or special event opened to the public, depending on the size of the event. This pass is valid from the place of entry to the location of the special event and back to the main gate. Requests for Special Event Passes will be made to the Air Station Operations section at least 30 working days in advance of the event.

(4) Guest Passes. The Vehicle Registration Office will issue guest passes to personnel sponsored aboard the Installation by representatives of the Installation CO, for specific organizations and personnel assigned to government housing.

(a) An "Official Visitor's Pass" may be issued to guests of General Officers and others designated by competent authority for a period not to exceed seven days.

(b) A "Special Guest Pass" may be issued to sponsored guests of specific organizations for a period not to exceed 7 days.

(c) A "House Guest Pass" may be issued to sponsored guests of personnel residing in government quarters for a maximum period of seven days. For periods longer than seven days, authorization in writing from the Family Housing Office is required.

(5) Contractor/Construction Decal/Passes. The Vehicle Registration Office will issue a modified permanent vehicle decal, without the DoD number portion. The modified decal will have a black background with white lettering. This decal will be issued to the contractor/construction and MCCS employees/vendors only. This decal can only be issued to contractor/construction and MCCS employees/vendors if the contract is for one year or longer. Each employee/vendor will only be allowed to register two vehicles. The Contractor/Construction paper passes will be issued to those Contractor/construction and MCCS employees/vendors that require access to the Installation for less than one year.

(a) The following documentation is required in order to obtain a decal:

1. A valid driver's license, current vehicle registration card, and proof of appropriate liability insurance.

2. A letter from the organization affecting the contract that indicates the beginning and ending dates of the contract, and/or a letter from the employer verifying employment.

3. A contractor's identification card.

(b) Passes will expire on the date when the contract with the Installation expires, or one year, whichever comes first.

(c) The modified decal will be entered into the Consolidated Law Enforcement Operation Center (CLEOC) data base and tracked by individual name, company, and state vehicle is registered in.

b. Department of Defense Decals. Permanent DoD decals will be issued to active-duty service members, retirees, reservists on extended active-duty, Reserve Marines in the Selected Marine Corps Reserve (SMCR), or Individual Mobilization Augmentation Unit (IMA), the National Guard, and civilian employees of MCB CamLej and MCAS New River. All official business associated with DoD decals will be conducted at the appropriate Vehicle Registration Office aboard either the Base or Air Station.

(1) Per reference (c), DoD decals are issued by appropriate color code with expiration date indicators and will be displayed on the driver's side, lower left hand corner of the windshield of the registered vehicle.

(2) The applicant must register in person. Spouses may register on behalf of the sponsor and vice versa. In unusual cases, such as deployment or hospitalization when neither the owner nor the spouse can register in person, a parent, adult family members, or an appropriate officer in the applicant's chain-of-command may represent the owner(s).

(3) In all cases, the following documentation is required:

(a) Military, military family member, or civilian identification card.

(b) A valid state operator's (or chauffeur's) license, as appropriate. Temporary/provisional licenses, International Drivers License, or permits do not satisfy this requirement.

(c) A current state vehicle registration card or documentation. Temporary license plates and/or temporary registrations do not meet this requirement for issuance of DoD decals.

(d) Proof of appropriate liability insurance per the requirements established by the State of North Carolina as

outlined in the Motor Vehicle Laws of the State of North Carolina.

(e) Proof of completion of the DIC for active duty members under the age of 26.

(f) If the applicant is other than the registered owner, legal owner, or spouse of the owner, Power of Attorney (POA) is required to obtain a DoD decal. Vehicles belonging to other than immediate family members (i.e., parent, wife, or child) will not normally be registered. Faxes or photocopies are prohibited to satisfy requirements of documentation.

(g) If the applicant owns multiple vehicles and wishes to register all of them, it is not necessary for the applicant to physically drive each vehicle to the Vehicle Registration Office. The applicant is required to bring the necessary documentation to the appropriate Vehicle Registration Office, and a DoD decal will be issued for the additional vehicles.

c. Reserve Marines. All Reserve Marines affiliated with an IMA or SMCR unit or those on orders are authorized to be issued a permanent decal.

(1) To register vehicles aboard the respective installation, a reserve identification card or orders must be presented.

(2) For Individual Ready Reserve (IRR) Marines, a letter from their joining command must list the beginning and end date of the orders. The term of registration is for the length of the orders or contract and may not exceed 36 months. To renew the registration, a new letter must be presented.

5. Registration of Motorcycles

a. Battalion/squadron COs will establish procedures to ensure that all motorcycles entering the Installation are properly registered by enforcing the following:

(1) The individual must have signed up for or completed the appropriate approved motorcycle safety course.

(2) If a service member attempts to enter the Installation with an unregistered motorcycle, either riding or towing it, and that person has not signed up or completed an approved course, the name and unit of the service member will be noted and the individual will not be allowed to bring the motorcycle aboard the Installation. The service member's unit will be notified by the Military Police Provost Sergeant that the individual owns or has a motorcycle.

(3) The unit Motorcycle Mentorship Program President will be responsible for providing the individual with the procedures for signing up for the appropriate motorcycle safety course.

(4) The Installation CO may authorize properly licensed motorcycle operators to operate their vehicles on the Installation for a brief period, not to exceed 30 days, while they complete the first available Basic Riders Course (BRC).

(5) Once an individual has successfully completed the BRC and has all other required documentation to register his/her motorcycle, he/she may do so at that time. Documentation includes a legal motorcycle operator's license or endorsement, current motorcycle registration card, proof of liability insurance, and proof of completion of the Motorcycle Safety Foundation Course (MSFC).

(6) If an individual does not show up for the MSFC, Base/Station Safety will contact his/her command. If the command cannot provide a legitimate reason for the non-attendance, the command will be responsible for having the individual remove his/her motorcycle from the Installation.

(7) Individuals who have completed the BRC must take any follow-on or refresher motorcycle training as required by current orders prior to renewing their DoD decal.

(8) Exceptions to this policy are motorcycles that are not required to be registered by the State's Division of Motor Vehicles. This includes dirt bikes, minibikes, ATVs, and mopeds (vehicles that have two or three wheels, no external shifting device, and a motor that does not exceed 50 cubic centimeters piston displacement and cannot propel the vehicle at a speed greater than 30 mph on a level surface). Dirt bikes cannot

legally be driven on any public roadway. These vehicles usually are not equipped with headlamps, tail lamps, or speedometers.

b. Civilians who work on the Installation and military dependents who are motorcycles operators are required to attend the MSFC. In all cases, the following documentation is required: military family member or civilian identification card; a valid state operator's license, as appropriate; current state vehicle registration card or documentation; permanent license plate; proof of appropriate liability insurance per the requirements established by the State of North Carolina as outlined in the Motor Vehicle Laws of the State of North Carolina; if the applicant is other than the registered owner, legal owner, or spouse of the owner, Power of Attorney (POA) is required to obtain a DoD decal. Motorcycles belonging to other than immediate family members (i.e., parent, wife, or child) will not normally be registered. Faxes or photocopies do not satisfy documentation requirements.

6. Restrictions. The privilege of obtaining DoD decals and visitor or temporary passes will be subject to the following restrictions:

a. DoD decals and vehicle passes are government property and remain so until legally surrendered or removed by competent authority. The unauthorized removal, sale, transfer to another vehicle, mutilation, forgery of, or obscuring of a DoD decal or pass is prohibited.

b. The registrant must maintain the DoD decal or vehicle pass and safeguard its condition. Loss, mutilation, or defacement of a DoD registered vehicle decal or pass must be reported to the Provost Marshal (PM) or the appropriate Vehicle Registration Office.

c. A registered owner will notify the appropriate Vehicle Registration Office within 24 hours of their transfer from or termination of employment at MCB CamLej or MCAS New River. Transfer of title, sale, or change of vehicle appearance must also be reported. Owners will ensure DoD decals and vehicle passes are removed and returned to the appropriate Vehicle Registration Office upon sale of the vehicle(s).

d. Operators will drive with an operator's license, state vehicle registration card, and proof of insurance in their

possession. Motorcycle operators must also carry the most current proof of completion of a MSF or other approved training when riding aboard the Installation.

e. Falsifying information contained in an application to obtain DoD decals and vehicle passes may warrant disciplinary action or prosecution.

f. Willful defacement, destruction, or alteration of the manufacturer's serial or engine number or other distinguishing identification number of a registered vehicle is prohibited.

g. People who operate a POV aboard the Installation and who have had their driving privileges suspended or revoked by a state must report to the BTC or ASTC and appropriate Vehicle Registration Office within 24 hours of activation of suspension or revocation to surrender their DoD decal. For married service members, the vehicle must be removed from the Installation until the vehicle can be registered in the name of an immediate family member who meets all qualifications to drive aboard the Installation. Service members living in the bachelor enlisted quarters/bachelor officer quarters must remove the vehicle from the Installation until their driving privileges have been legally restored.

h. The owner of each vehicle registered on the Installation must maintain the minimum insurance required by the State of North Carolina throughout the period of registration. Failure to maintain continuous liability insurance coverage may result in a fine (imposed by the State), loss of state registration, and driving privileges. The DoD decal will also be subject for removal.

i. Unit leaders are responsible for inspecting their service members' vehicles to ensure that they are safe, operable, and in compliance with Chapter 3 of this Order.

7. Use of Low-Speed Vehicles (LSVs) Aboard an Installation

a. LSVs may be operated only on streets where the posted speed limit is 35 mph or less.

b. LSVs will be equipped with headlights, stop lights, turn signal lights, tail lights, reflectors, parking brakes, rearview

mirrors, windshields, windshield wipers, speedometer, seat belts, a horn and a serial number.

c. Privately owned LSVs will be insured and registered as required in reference (d) and at the Vehicle Registration Office.

d. The PM may prohibit the operation of golf carts on any road if determined that the prohibition is necessary in the interest of safety.

e. Operator must possess a valid state driver's license and must obey all motor vehicle traffic laws per the references.

Chapter 3

Equipment

1. General. All owners of vehicles on the Installation will comply with the inspection requirements of the state the vehicle is registered in and the equipment regulations contained in this Order. Vehicles failing to meet the appropriate requirements may be issued a traffic citation and denied access to the Installation. Paragraph (3) applies to motorcycles specifically.

2. Operating Equipment. Vehicles having four or more wheels must be equipped as follows:

a. Horn. The horn includes the horn, wiring, and button. The horn must be audible under normal conditions at a distance of 200 feet or more.

b. Steering and Suspension Assembly

(1) "Free Play." When a vehicle is stationary and its front wheels are in a straight line, its steering wheel must move less than three inches for steering wheels 18 inches in diameter, and less than four inches in steering wheels over 18 inches.

(2) Broken or sagging front or rear springs are illegal.

(3) Front wheel assemblies having twisted, bent, loose, or missing parts are illegal.

(4) Power steering systems having leaks, slack, or excessive wear are illegal.

(5) Shock absorbers will be firmly attached and serviceable.

(6) All front and rear suspension attaching parts will be intact and serviceable.

(7) Lubrication systems will be free of excessive leakage.

c. Exhaust System. Exhaust systems must comply with emission control regulations and reduce noise to less than 80 decibels.

d. Brakes. Every motor vehicle will be equipped with brakes adequate to control the movement or to stop and hold the vehicle. All vehicles must have two separate means of applying the brakes. These two separate means of applying the brakes must be constructed so failure of one, or part of one operating mechanism, still allows the other to function normally.

e. Auxiliary Brake. The auxiliary brake must be in good working order.

f. Speedometer. The speedometer must be in good working order.

g. Windshield Wipers. The windshield wipers must be in good working order.

h. Lights

(1) Headlights. Headlights will be on from sunset to sunrise, during conditions requiring the use of windshield wipers, and other conditions of reduced visibility. To allow oncoming drivers to approach unimpaired by the light, every motor vehicle will be equipped with a minimum of two headlamps, one on each side of the vehicle, in proper working condition, and adjusted to shine on the roadway per state specifications.

(a) Lenses must be free of cracks, intact, and unobstructed by dirt, debris or alterations.

(b) High/low-beam switch and indicator must be in good working order.

(c) Headlight shields, painted lenses, and other objects that could interfere with the headlight's function are illegal.

(2) Additional/After Market Lights. These are limited to two mounted on the front of the vehicle and must be adjusted per state regulations vehicle is registered in, and turned off when oncoming traffic approaches or within 500 feet of any vehicle in front. Fog lights will be used only when other

lights are inappropriate and are permitted in addition to the vehicle's headlights during inclement weather conditions only. Fog lights that project a color beam other than white or amber are unauthorized. Use of "snake eye" lights and neon lights on the Base or Air Station is unauthorized.

(3) Directional Signals. All motor vehicles manufactured after 1 July 1953 must be equipped with electrical or mechanical turn signals. Vehicles with right-side driver's wheels or a design that obstructs hand signaling drivers in the front and rear will be equipped with electrical or mechanical signals.

(a) Flashing directional signals must be visible from the front and rear.

(b) Directional signals must be securely mounted on the vehicles. Wiring and connections must be in good working order.

(c) Lenses must be intact and free of cracks and discoloration.

(d) Front directional signals must project white or amber light, and rear signals must project red or amber light.

(e) Materials such as tail light shields, painted lenses, and other objects that could interfere with the light beam are prohibited.

(4) Tail lights. Tail lights must be securely mounted to the vehicle and will be clearly visible to vehicles from the rear but will not be dazzling or glaring. Lenses must not be cracked, broken, missing, discolored, or of a color other than red. All tail lights must be in good working order.

(5) Brake Lights. Brake lights must be visible from the rear; the lenses must be red, not cracked, broken, missing, or discolored.

(6) License Plate Light. Rear license plates must be illuminated with a white light during hours of darkness.

(7) Clearance Lights. Buses or trucks with an overall width of 80 inches or more and trailers/semi-trailers having a

gross weight in excess of 3,000 pounds must have clearance lights. They must be installed per state regulations vehicle is registered in.

i. Tires and Wheels

(1) Tires. All tires must have a minimum of 1/16-inch tread on their running surfaces. Racing slicks are prohibited.

(2) Wheels. All wheels must be properly mounted and secured.

(3) Mud Flaps. Vehicles with tires that extend past the wheel-well of the vehicle must be equipped with mud flaps or fender extensions to cover the extended portion of the tire.

j. Safety Glass. The term, "safety glass," means: glass purposely treated to prevent shattering. All glazed surfaces (glass surfaces) must be made of approved safety glass.

k. Windshields. Vehicles will be equipped with a permanent windshield that is not obstructed by any sign, poster, or other non-transparent material other than a certification or other paper required to be displayed by law or regulation. The windshield glass will be free from breaks, cracks, fogging, scratches, or discoloration that might impair the driver's vision or in any way create a hazard.

l. Windows. The front seat windows, vent windows, and rear windows will be free of obstructions by any sign, curtain, poster, or other non-transparent material and will be free from breaks, cracks, fogging, or scratches. All tinting, to include the windshield, must meet North Carolina specifications.

m. Mirrors. All vans, station wagons, and other vehicles absent of side or rear windows, or that have the side and/or rear windows covered, must be equipped with appropriate right and left side view mirrors. Mirrors must be mounted to permit the driver an unobstructed view of the road for a distance of at least 200 feet to the rear. All vehicles operated on either installation must be equipped with a mirror enabling the driver to view the road to its rear. North Carolina law requires all vehicles manufactured from 1966 and after to be equipped with a mirror mounted on the driver's side of the vehicle.

n. Seatbelts and Passenger Requirements. Every motor vehicle manufactured after 1 January 1964 must be equipped with federally approved safety belts.

o. License Plates. All motor vehicles on the Base or Air Station will be equipped with state or territorial vehicle license plates that are legible, visible and allow for an unobstructed view by law enforcement officials both during the day and at night.

p. Body. All vehicles on the Base or Air Station will have required frame attachments in a condition that does not present a safety hazard. A vehicle that was originally equipped with bumpers as standard equipment must continue to be fitted with bumpers equal to the original equipment. Trucks with riser beds will be operated on hard surface roadways with the bed in the lowered position.

q. Equipment. The following restrictions apply to motor vehicles operating on roadways aboard the Installation:

(1) Cutout or straight through mufflers are prohibited at all times.

(2) Spot lamps on any vehicle, unless such vehicle is so equipped for public service, will be used only in areas away from roadways.

(3) Blue, emergency, rotating, strobe lights, or lights that resemble emergency vehicle lights are prohibited. Sirens, compression or spark plug whistles are prohibited. The display and use of red and blue lights are restricted to official city, county, or state fire or emergency medical services vehicles. Volunteer emergency services personnel are authorized to display, but not use, red lights aboard the Base or Air Station. If responding to an emergency off the Base or Air Station, volunteer emergency personnel will follow traffic regulations required of all personnel and must wait until their vehicle has traveled off the Base or Air Station to respond in an official capacity.

(4) Horns will be used as a reasonable warning. Sounds, other than manufactured horns, are prohibited.

(5) Manufacturer's specified height of any motor vehicle, of front or back, must be maintained within 6 inches. Variances more than 6 inches are prohibited.

(6) Displaying illuminated windshield washer lights, neon underbody lights, and wings or other lights, which obstruct rear windows, is prohibited.

r. All original safety equipment and protective devices will be intact and in proper working condition.

3. Motorcycle Operating Equipment. All motorcycle operators aboard the Base or Air Station will ensure their vehicles are operating with the following equipment:

a. Steering and Wheel Alignment

(1) Motorcycles will be equipped with front forks that meet design specifications.

(2) Components will not be broken, loose, missing, or show excessive wear.

(3) Steering head bearing will be free of slack, breaks, or defects of any kind.

(4) Handlebars will be free of slack, bends, breaks, and damage or be welded.

b. Suspension. Motorcycle shock absorbers, if so equipped, must be present and free of breaks, excessive wear, defects, disconnects, or malfunctions. Springs will be free of sags, or breaks, or other defective suspension components.

c. Tires, Wheels, and Rims

(1) Tires must have 1/16-inch tread on all running surfaces. Racing slicks are prohibited.

(2) Casings, beads, tread, and fabrics will be free of breaks, bulges, cracks, or exposed fabric, which exhibit a weakened, unsafe tire condition.

(3) Air valves, bolts, nuts, or lugs will be intact, tightened to specification and free of defects.

(4) Wheels will be free of bends, slack, cracks, defective rims, defective wheel flanges, and missing, broken, bent, loose, or damaged spokes.

(5) The wheels will not be missing rivets, studs, or nuts, and will not have broken or out-of-adjustment bearings.

d. Exhaust Systems

(1) Motorcycles will be equipped with complete exhaust systems including mufflers, installed according to design specifications, and applicable regulations. Altering exhaust pipes, or removing baffles is prohibited. Straight pipes, without baffles, are prohibited.

(2) Exhaust systems, including exhaust guards, will be securely fastened.

e. Fuel Systems

(1) The fuel tank and piping will be securely installed, and the fuel line will be free of leaks.

(2) The fuel tank will be vented.

(3) The throttle will be aligned and free of binding; linkage and cables will be free of wear, damage, and corrosion.

(4) Models with a quick-release throttle must return to "off" or "idle" position when released.

f. Brakes

(1) There will be at least one foot-and-hand brake. Operating levers and pedal shifts will be properly positioned and aligned.

(2) Mechanical parts will be free of misalignment, excessive wear or damage.

(3) The brake system will be free of worn, missing, or defective pins, cables, cords, clevises, or couplings; misaligned anchor pins; frozen or rusted inoperative connections; missing spring clips; improper wheel bearing adjustment; and defective grease retainers.

g. Lights and Reflective Devices. Lights will be mounted securely to prevent excessive vibration and will be free of defective wiring, improper ground, or a defective switch. The power source must maintain lights at required brightness for all conditions of operation.

(1) Headlights. The motorcycle will be equipped with at least one, but restricted to two, headlights to produce sufficient driving light. The dimmer switch on double filament headlights will be operable. The headlamps on a motorcycle shall be lighted at all times while the motorcycle is in operation on highways or public vehicular areas.

(2) Tail Lights. Tail lights shall exhibit a red light plainly visible under normal atmospheric conditions from a distance of 500 feet to the rear of such vehicle.

(3) Brake Lights. The brake lights shall display a red light visible from a distance of not less than 100 feet to the rear in normal sunlight when applying the brake. The brake light may be combined with other tail lights for alerting other drivers.

(4) License Plate Light. License plate lights will be white in color and illuminate the rear plate during the hours of darkness as to be read from a distance of 50 feet to the rear of such vehicle. The light should be lit when the headlights are turned on.

(5) Directional Signals. Directional signals will consist of amber or white front lights and red or amber rear lights, visible from the front and rear.

(6) Reflectors. All reflectors will be clean and free of cracks.

(7) Hazard/Emergency Lights. Emergency lights, if installed, will have an approved type switch that will activate front and rear turn signals to flash simultaneously.

h. Wiring and Switches. Switches and operating units will be in good condition and will function properly. Wiring will be properly installed and insulated. All connections will be secure and free of corrosion.

i. Horn. The horn will be securely fastened and audible under normal traffic conditions for at least 200 feet.

j. Windshield. If installed, windshields will be firmly mounted so that the operator's vision is free of obstruction and will be free of cracks, discoloration, and scratches.

k. Body

(1) Defective or dislocated parts protruding from the motorcycle is prohibited.

(2) The engine mounting frame or brackets will be free of cracks or damage.

(3) Fenders and mudguards will be free of damage and have adequate design.

(4) Foot rests will be securely mounted and properly located.

(5) Seats will be properly and securely fastened. The seat and its springs will be free of all defects and will be configured to allow the operator to sit in an upright position that will facilitate the driver to have a full view of the road.

(6) Lubrication systems will be in good working order and free of excessive leaks.

(7) Center or side stands will be in proper working order.

(8) Rear view mirrors will be securely attached to each of the handlebars, and each mirror will be free of cracks and discoloration. Mirrors will be mounted so as to provide the operator with a clear, undistorted and unobstructed view of at least 200 feet to the rear of the motorcycle.

(9) Extending the front wheel by any means is prohibited. Forks must meet original manufacturer's specifications and be free from any modification.

l. Passenger Equipment. Motorcycles equipped with a seat designed for a passenger will be equipped with footrests appropriately located for the passenger's use.

m. "Sissy Bars." "Sissy Bars" in excess of 24 inches are prohibited. "Sissy Bars" are considered to be any attachment or structure affixed to the rear of the seat designed for the purpose of back support, luggage tie, or appearance. Such fixtures must have a rounded top. Spiked or other pointed extensions are prohibited. (Hand holds or luggage ties of stock design affixed to the saddle are permitted.)

n. License Plates. Motorcycles operating on the Base or Air Station will have state or territorial vehicle license plates prominently displayed and permanently affixed to the vehicle. The plates will be legible and visible with the naked eye by day and with use of license plate illumination by night.

o. Other. Any other component or assembly not mentioned herein, which obviously causes an unsafe condition or which constitutes a hazard to the safe and proper operation of the motorcycle, or to others, is prohibited.

p. Personal Protective Equipment (PPE) While in Uniform. The following PPE is mandatory for all military personnel operating or riding as a passenger on a motorcycle on or off the Base or Air Station:

(1) Helmet. A properly fastened (under the chin) protective helmet which meets Federal Motor Vehicle Safety Standard (FMVSS) No. 218 (DOT), United Nations Economic Commission for Europe Standard 22-05, British Standard 6658, or Snell Standard M2005.

(2) Eye Protection. Eye Protection designed to meet or exceed American National Standards Institute (ANSI) Standard Z87.1-2003 for impact and shatter resistance includes goggles, wraparound sunglasses, or a full-face shield (properly attached to a helmet). A windshield or fairing does not constitute eye protection.

(3) Footwear. Hard sole shoes with heels will be worn. The use of leather boots or over the ankle shoes is encouraged.

(4) Outer Garments

(a) If a jacket is needed, the appropriate uniform jacket may be worn or a civilian jacket as described in Chapter 3, paragraph 3p (5) of this Order. Civilian attire, such as

long-sleeved T-shirts or other non-protective jackets may not be worn over the uniform.

(b) Long legged uniform trousers are required to be worn.

(c) Full-fingered gloves or mittens are required to be worn.

(5) Motorcycle Protective Jackets. Marines are authorized to wear a motorcycle-riding jacket constructed of abrasion resistant materials such as leather, Kevlar, and/or cordura and containing impact-absorbing padding over the uniform while on the motorcycle. The jacket must be removed as soon as the service member dismounts the motorcycle. The jacket must not contain graphics or text considered inappropriate or portray a negative image of the Marine Corps.

q. Personal Protective Equipment (PPE) While in Civilian Attire. While in civilian attire, the following PPE is mandatory for all personnel operating or riding as a passenger on a motorcycle aboard the Base or Air Station, and all military personnel on and off the respective installation:

(1) A properly fastened (under the chin) protective helmet which meets Federal Motor Vehicle Safety Standard (FMVSS) No. 218 (DOT), United Nations Economic Commission for Europe Standard 22-05, British Standard 6658, or Snell Standard M2005.

(2) Eye Protection designed to meet or exceed American National Standards Institute (ANSI) Standard Z87.1-2003 for impact and shatter resistance includes goggles, wraparound sunglasses, or a full-face shield (properly attached to a helmet). A windshield or fairing does not constitute eye protection.

(3) Hard sole shoes with heels will be worn. The use of leather boots or over the ankle shoes is encouraged, but not mandatory.

(4) Properly worn long-sleeved shirt (sleeves rolled down) or jacket, long-legged trousers, and full fingered gloves or mittens. Motorcycle-riding jackets and pants constructed of abrasion resistant materials such as leather, Kevlar, and/or

cordura and containing impact-absorbing padding are strongly encouraged.

r. Personal Protective Equipment (PPE) During Off-Road Operations. Per reference (1), there are some off-road operations permitted onboard the Installation. The PPE for motorcycle operators during off-road operations while in uniform or civilian attire should also include knee and shin guards, off-road boots or Marine Corps boots, and padded full fingered gloves (see para 5.8(1)).

s. Violation of PPE Requirements. Any military service member aboard the Installation, who violates the terms of this Order, will be cited with an Armed Forces Traffic Citation (DD Form 1408). Any such person who operates a motorcycle with a passenger who is not in compliance with the requirements of this Order is subject to punishment for violation of the PPE requirements.

4. Radar Detection or Emission Devices. Radar or laser jamming devices, or emission devices that inhibit speed detection are prohibited. The use of devices to identify the presence of speed recording instruments (radar detectors) or to transmit simulated erroneous speeds is prohibited on all DoD installations.

5. Flags on Privately Owned Vehicles (POVs). The following guidelines will be observed when mounting flags on POVs:

a. Flags will be no larger than 12 inches by 15 inches.

b. Flags will be mounted to POVs using a device that will be able to endure winds while driving at a speed of 55 mph.

c. Flags will not be placed on an area of the vehicle where it would obstruct the vision of the operator of the POV.

d. Flags will not be mounted in a manner that will cause it to interfere with the safe operation of other vehicles that are following or passing the vehicle with mounted flags.

Chapter 4

Rules Of The Road

1. General. All people operating a motor vehicle aboard the Base or Air Station are required to adhere to the Motor Vehicle Laws of the state of North Carolina, this Order, and all posted regulations and traffic signs.

2. Motorcycles

a. The following unsafe practices applicable to motorcycle operators are prohibited:

(1) Trail riding, hill climbing, racing, and related activities.

(2) Carrying passengers or material in front of the operator, which will interfere with the control of the motorcycle.

(3) Carrying more passengers than the motorcycle's capacity.

(4) More than two motorcycles abreast using the same traffic lane.

b. Motorcycles will be operated with headlights on at all times.

c. Motorcycle riding will be confined to primary roads, secondary roads not posted as "Restricted" and to designated parking areas.

3. Speed Restrictions

a. It is unlawful to operate a vehicle in excess of the following speeds:

(1) 10 mph in any parking area, service lanes in housing or quarters areas where the speed limit is not otherwise posted.

(2) 5 mph to pass formations or marching troops.

(3) 25 mph on any secondary (unpaved) road unless otherwise posted.

(4) 25 mph in any industrial, residential or housing area unless otherwise posted.

(5) 35 mph on selected roads through or within industrial, residential or housing areas, but only where posted.

(6) Maximum 45 mph for all school buses transporting one or more children, unless otherwise posted.

(7) Maximum 45 mph for tactical wheeled vehicles.

(8) Motor vehicle operators, to include motorcycle operators, will comply with all posted speed limits and limit maximum speed to 55 mph, as posted.

b. Vehicle operators will decrease speed as much as necessary to accommodate for weather and traffic conditions. Driving a vehicle on any public vehicular area carelessly and heedlessly in willful or wanton disregard of the rights or safety of others, or without due caution and circumspection, and at a speed or in a manner so as to endanger or be likely to endanger any person or property also constitutes reckless driving. Law enforcement reports of careless or reckless driving off Installation will invoke a 90-day suspension of driving privileges aboard the Installation.

c. Aggressive Driving. No person will operate a motor vehicle aboard the Installation in such a manner to be deemed as aggressive driving. Reckless driving is the lesser-included offense. Aggressive driving is two or more of the following acts that include but are not limited to:

(1) Following too closely.

(2) Unsafe/improper lane changes.

(3) Multiple lane changes.

(4) Unsafe/improper passing.

(5) Unsafe/improper braking.

(6) Excessive honking of horn (when no danger exists).

(7) Failing to obey traffic signs or signals.

(8) Excessive/unsafe swerving.

(9) Inappropriate driver actions to include:

(a) Provoking speech.

(b) Provoking gestures.

(10) Failing to yield to pedestrians in a crosswalk.

4. Parking Restrictions

a. Vehicles are prohibited from parking in the following areas:

(1) Within fire lanes.

(2) On any beach area, except where designated for vehicle parking. Authorized parking areas are marked as BA-114, BA-119, BA-120 and BA-146. Vehicles may be parked on the sand adjacent to the road at Riseley Pier and from a point opposite BA-101 to the outdoor theater.

(3) On any of the finger piers on the east side of New River or on the ramp of Riseley Pier at Onslow Beach.

(4) Upon a landing zone.

(5) Within 50 feet of a dining facility's loading ramp.

(6) Any road bridge.

(7) Except for emergency stops and special events, on the shoulders of McHugh Boulevard from Wallace Creek Bridge southeast to "O" Street.

(8) On grass or seeded areas. However, vehicles, trailers, and boats may be parked on the grass in the rear of family quarters provided entrance is made via the service roads. Special command events and guests making calls or attending social events may temporarily park their vehicles on the grassy

shoulders of the roads if there is insufficient space available along normal parking areas. Parking on any seeded area overnight under these provisions is prohibited.

(9) In front of the Commissary/Exchange complex.

(10) Within 15 feet of any trash dumpster.

(11) Within 15 feet of a fire hydrant.

(12) On any curve of any road.

(13) At any yellow curb.

(14) Within 10 feet of any sign prohibiting parking.

(15) Within 15 feet of any stop sign, traffic sign, or traffic warning device.

(16) On the hard surface of any paved road or any road shoulder except where marked parking lanes or parking signs indicate that parking is permitted. The driver shall not drive to the left side of the roadway and park unless the road is designated for one way traffic and parking is properly marked.

(17) Within an intersection or on a crosswalk.

(18) On the roadside of any vehicle stopped or parked at the edge or curb of a road.

(19) Within 15 feet of the entrance of a fire station, nor within 25 feet from the intersection of curb lines or if none, then within 15 feet of the intersection of property lines at an intersection.

(20) Upon aircraft parking areas, runways, taxiways, or hover areas unless authorized by Airfield operations.

(21) In front of a driveway.

(22) In designated areas during threat conditions.

b. Campers, trailers, boats, and other recreational vehicles belonging to Watkins Village MCB CamLej occupants will be parked in the recreational vehicle storage area located on

Bicentennial Avenue. Campers, trailers, boats, and other recreational vehicles that belong to residents of the Air Station will park their recreational vehicles at the Boat Storage Lot on New River.

5. Reserved Parking. Maximum, efficient use of existing on-and-off street parking facilities should be used on a non-reserved basis. However, area commanders are authorized to reserve parking spaces whenever reserved or assigned parking spaces are objectively justified. The following priorities will be used in assigning reserved parking spaces:

a. Government-owned vehicles (GOVs) used in direct support of unit or organizational mission.

b. GOVs used in general support of unit or organizational missions, e.g., couriers, postal, etc.

c. POVs of disabled/handicapped personnel.

d. POVs of patrons and visitors.

e. POVs of assigned personnel and employees not otherwise accommodated, with preference given to car pools. Military and civilian grades are relative factors in determining qualification for parking eligibility. The primary means of identification of reserved or assigned spaces will be with a numerical designation by category of eligible parkers.

f. Area commanders should designate specific parking spaces for motorcycles when practicable.

g. The appropriate Commanding General will allot reserved spaces in parking areas adjacent to and used by headquarters of Commanding Generals. The COs of MCB CamLej and MCAS New River will designate all other reserved parking spaces in other areas of their Installation.

h. Area commanders are encouraged to enforce parking violations in accordance with Chapter 9, paragraph 8 of this Order.

6. Impounding and Towing of Privately Owned Vehicles

a. If a vehicle becomes disabled, the operator will ensure the vehicle is situated off the roadway. Prior to or immediately after leaving the vehicle unattended, the operator will notify the Military Police Desk Sergeant giving the location, trouble, and estimated time of removal. A note will be placed in the windshield or under the wiper giving the same information. Vehicles will be removed within a 72-hour period or be subject to involuntary towing and storage off-base, at owners expense, as appropriate.

b. The owner of a vehicle left unattended or illegally parked for 24 hours, except as indicated in paragraph 6c(3) below, will be directed to remove the vehicle. If the owner fails to remove the vehicle as directed, the vehicle will be towed at the owner's expense by a civilian wrecker service as instructed by the PM or a designated representative who can be contacted at 451-5143. The use of wrecker service is on a rotational schedule.

c. Per references (d) and (k), vehicles may be immediately towed without the consent of the owner when one or more of the following conditions exist:

(1) Presenting a hazard.

(2) Blocking or impeding the normal flow of traffic.

(3) Involved in the commission of a crime, except when the vehicle is retained as evidence.

(4) Left on Holcomb Boulevard or Curtis Road in excess of 4 hours.

(5) Blocking a driveway.

(6) Stopped, parked, or left unattended in such a way as to prevent access to a fire hydrant, firefighting equipment or fire lane.

(7) Illegally parked in a space or stall designated for physically handicapped people.

(8) Parked in front of or otherwise blocking access to a dumpster.

(9) Interfering with scheduled training and/or special events wherein the vehicle is likely to be damaged if not moved.

(10) Failure to maintain minimum insurance coverage required by the state of North Carolina.

(11) Vehicle left unattended in the parking lot adjacent to the Visitor Center for over an hour.

d. Per references (d) and (k), any person apprehended for driving while impaired (DWI) or driving on suspension or revocation will have the vehicle they are driving impounded immediately. Failure to comply with this provision will result in the vehicle being towed at the owner's expense.

e. Per references (d) and (k), if law enforcement officials reasonably believe that a car is abandoned and is not creating a safety hazard, the owner will have 72 hours to remove the vehicle from the Installation. Failure to comply with this provision will result in the vehicle being towed at the owner's expense.

f. Per reference (c), law enforcement officials will terminate a driver's POV registration by scraping the DoD decal (year, month, and base indicator) under the following conditions:

(1) Fraudulent use of a DoD decal.

(2) Failure to maintain minimum insurance coverage required by the state of North Carolina.

(3) DWI offenses.

(4) Driving on suspension or revocation.

(5) If the DoD decal is expired, law enforcement officials will scrape the decal to compel the driver to update the vehicle's base registration.

(6) Abandoned vehicles with expired registration.

7. Towing of Trailers

a. Towing more than one trailer with a POV is prohibited. Trailers must be firmly attached to the rear of the motor vehicle by means of a commercial hitch or tow bar so that it will travel in the path of the wheels of the towing vehicle.

b. Trailers or semi-trailers having a gross weight of 2 tons or more or a house trailer of 1,000 pounds gross weight or more must be equipped with electric brakes that are controlled by the driver.

8. Towing and Pushing Vehicles

a. Towing more than one motor vehicle at a time is prohibited.

b. Tow bars will be used to tow all vehicles.

c. Pushing a vehicle with another vehicle or manpower is prohibited except to remove it from the roadway.

9. Driving While Impaired (DWI) of Intoxicating Liquor Or Drugs. Operating any motor vehicle aboard the Installation while under the influence of or impaired by liquor or drugs is specifically forbidden. The provisions in Chapter 9 of this Order on implied consent and blood alcohol concentration (BAC) standards will apply. Off-Base law enforcement reports of DWI, defined as having a BAC of .08 percent or higher or implied consent offenses, will invoke a mandatory revocation of driving privileges on the Base and Air Station for a minimum of 1 year. See Chapter 10 of this Order and reference (i). Additionally, a driver suspected of driving under the influence of drugs or alcoholic beverages will be issued a temporary letter of suspension of driving privileges that will remain in effect until the violator is adjudicated at the BTC or ASTC.

Chapter 5

General Motor Vehicle Regulations

1. Operator Permits and Licenses

a. All motor vehicle operators will have a valid state, territory, or District of Columbia operator or chauffeur license or permit.

b. Driving when privileges have been suspended or revoked is prohibited.

c. People 16 years of age or older are permitted to operate POVs if properly licensed as an operator or when under instruction with a valid learner's permit. In this case, a licensed operator will occupy the seat beside the driver and will be responsible for the operation of the vehicle.

d. People under 16 years of age are permitted to drive only when in possession of a valid driver's license or under instruction and, therefore, have a North Carolina learner's permit. In this case, a parent or legal guardian who is a licensed operator will occupy the seat beside the driver and will be fully responsible to ensure the proper operation of the vehicle.

e. Rendering or using a license or permit issued to another person is prohibited.

(1) Rendering or allowing others to render or possess an operator's or chauffeur's license, knowing the same to be fictitious or to have been canceled, revoked, suspended, or altered is prohibited.

(2) Counterfeiting, selling, lending, or permitting the use of any license not belonging to the driver is prohibited.

2. Responsibility for and Control of Vehicles

a. The senior military passenger or sponsor in a motor vehicle will use reasonable efforts to ensure compliance to these regulations and report violations to appropriate authority.

b. Owner or custodian of a motor vehicle is responsible at all times and must ensure that only legally qualified individuals drive the motor vehicle.

c. It is the driver's responsibility of any such vehicle permitted on the respective installation to ensure that people or items addressed by this Order, Federal statutes, or local laws and ordinances are transported onto, within, or off the Base or Air Station legally.

d. The driver of any vehicle other than a licensed public carrier is responsible for passengers' conduct.

3. Passengers

a. Operating a motor vehicle crowded with passengers or property or both as to obstruct the view of the road or impair or restrict the proper orientation of the vehicle is prohibited.

b. Driving a motor vehicle with more than three people, including the driver, riding in the front seat of the vehicle, or carrying more people in a motor vehicle than the vehicle is designed to carry is prohibited.

c. All passengers will be inside the motor vehicle before it is put in motion. Permitting passengers to ride in the bed of a privately owned pickup truck operated by any driver, military or civilian, is prohibited. If the pickup truck is equipped with factory installed rear seats with serviceable seat belts and the passengers are restrained, the passengers may be transported in the open bed. If the pickup is equipped with a camper or camper shell, passengers may be transported in the rear but must stay off the tailgate. The tailgate of pickup trucks, if there is one, will be in the raised position whenever the cargo permits.

d. Animals are permitted to ride in the bed of a privately owned pickup truck if it is equipped with a camper or camper shell. If the pickup truck is not equipped with a camper or camper shell (open bed truck), animals will be in a kennel and the kennel must be secured to prevent it from moving around while truck is in motion. If the pickup truck has a camper, camper shell, or open bed, the tailgate, if any, will be in the raised position while vehicle is moving.

e. Allowing passenger(s) to ride in any type vehicle with any part of their person, clothing, equipment or weapon protruding outside of the vehicle is prohibited except in the execution of military training requirements. Passengers riding in vehicles with canvas tops or curtains must keep their person or equipment away from the canvas to avoid extending the canvas outward.

f. Leaving a child under the age of 10 years in a vehicle, unless in the custody of another person at least 12 years old, is prohibited. Children, even in the custody of a person at least 12 years old, will not be left unattended in a parked motor vehicle in temperatures higher than 70 degrees.

g. No person may solicit another to become a passenger for a fee in a private vehicle. People involved in a car pool may share associated costs.

h. Stopping on the hardtop pavement of a main traffic lane to pick up or discharge passengers is prohibited, but moving off the roadway or into a parking lot for this purpose is allowed. Hitchhiking is prohibited at all times.

i. A school bus driver must keep the bus motionless while people are loading and unloading. The driver will see that all passengers are seated on the bus and all doors are closed before putting the bus in motion.

j. Per reference (m), pets left unattended in a parked motor vehicle, in temperatures higher than 70 degrees is prohibited. Regardless of the temperature, any pet left unattended that exhibits signs of temperature related distress will be a violation of reference (m) and should be reported to PMO immediately.

4. Impeding Traffic. Impeding traffic is prohibited. Impeding traffic is defined as an act that interferes with, blocks, or hinders the normal flow of traffic.

5. Pedestrians and Marching Troops

a. Pedestrians, other than military formations, will walk or run on the left side of the roadway facing oncoming traffic and will not impede the flow of traffic. Crosswalks and

sidewalks will be used where they are available. Failure to use available crosswalks is a citable offense.

b. Drivers will use extreme caution to avoid pedestrians and sound the horn when appropriate. Drivers will exercise proper precautions by reducing speed and, if necessary, come to a complete stop upon observing any pedestrian on the road.

c. Drivers will always yield the right of way to a pedestrian crossing a road at a crosswalk or intersection.

d. Whenever a vehicle is stopped at a crosswalk to permit a pedestrian to cross the road, the driver of any other motor vehicle approaching from the rear will not overtake and pass the stopped vehicle.

e. Troops in formation within populated areas will be marched in a column of two's using sidewalks where they exist. When it is necessary to march on the road, the formation will be marched with vehicular traffic on the right side of the road.

f. Troop formations will at all times be formed, halted, and dismissed in an area where the formation will not interfere with vehicular traffic.

g. Traffic guides (road guards) will be assigned to assist in warning oncoming vehicular traffic when troop formations march on roads. Guides will be at least 75 feet in front of and to the rear of the formation. When crossing intersections, additional guides from the formation will be assigned to stop traffic approaching from each flank. Between sunset and sunrise and during periods of reduced visibility, these traffic guides will be provided with and use flashlights and brightly colored reflective vests for use in such traffic control.

h. Military formations or marching troops will have the right-of-way over all traffic, except authorized emergency vehicles operating proper warning devices and responding to an emergency call. Operators of such emergency vehicles will stop or slow down until they are certain military formations or marching troops have yielded the right of way.

i. Vehicle operators passing any military formation or marching troops will slow down to 5 mph, except for authorized emergency vehicles operating proper warning devices and

responding to emergency calls, in which case the maximum speed while passing the formation is 25 mph.

j. Individuals, pedestrians, or stragglers from formations engaged in physical training will avoid impeding the normal flow of traffic. They must remain further than 6 feet from any roadway. They will wear reflective gear from evening to morning colors and during periods of reduced visibility. In addition, light colored clothing and other reflective gear (i.e., tape, shoe reflectors, reflective belts, etc.) is strongly encouraged.

k. Marching troops and organized physical fitness runs must avoid impeding traffic on Holcomb Boulevard between the Main Gate and McHugh Boulevard during rush hour traffic periods (0500-0800, 1100-1300, and 1530-1730, Monday through Friday).

l. Marching troops and organized physical fitness runs will not impede traffic on any major road (i.e. Holcomb Boulevard, Sneads Ferry Road, Louis Road, McHugh Boulevard, Curtis Road etc.) during the rush hour traffic periods (0500-0800, 1100-1300, and 1530-1730, Monday through Friday).

m. Jogging, running, and physical training past the posted signs adjacent to the MCAS New River pistol range along the roadway of Curtis Road to Highway 17 and past the posted signs adjacent to the intersection of Hicks Run Road, (BC Bridge Road, (trail leading to Camp Devil-Dog)), and Douglass Road along the roadway of Douglass Road to Highway 17 (back gate) is prohibited. It is also recommended that individuals jogging or running through and active hunting area will wear a reflective orange vest or the OSHA approved lime green vest.

n. Walking, jogging, or running around ordnance barrier gates is prohibited. When the barriers are down in the horizontal position, they serve to block pedestrian traffic, as well as vehicular traffic during ordnance operations.

o. Personnel walking, jogging, or running to and from Camp Geiger along "A" Street shall utilize the sidewalk in front of Delalio Elementary School along Curtis Road. The intersection of White Street and Curtis Road may be used to join the sidewalk adjacent to staff noncommissioned officer (SNCO) Housing along Curtis Road. Personnel may cross at the intersection of McAvoy Street and Curtis Road to join the beginning of the 1.5 mile paved track that runs adjacent to Curtis Road.

p. Personnel are encouraged to utilize the dirt and gravel trail behind the Child Development Center at Curtis Road and White Street to transit to and from Camp Geiger via the Geiger E-11 parking area.

q. Per reference (q), the following roads are approved for jogging, running, and physical training, and personnel are encouraged to use sidewalks where available: Bancroft Street, Campbell Street, Canal Street, Curtis Road (up to pistol range), Douglass Road (up to BC Bridge Road intersection), McAvoy Street, Schmidt Street, White Street, and Perimeter Road.

6. Bicycles and Bicycles with Motors (Mopeds)

a. Bicycle riders and operators of mopeds will observe the same rules and regulations required of motorists in this Order and will ride on the right edge of the roadway with the flow of traffic in single file only. Unless equipped for two people, bicycles and mopeds are approved for only one rider at a time.

b. Cyclists will exercise caution in high-speed or congested areas, especially in the vicinity of Seth Williams Boulevard, Brewster Boulevard, and Stone Street. Riding bicycles/mopeds is prohibited along that portion of Holcomb Boulevard between Sneads Ferry Road and Brewster Boulevard.

c. Bicycles/mopeds may be operated during the hours of darkness if equipped with headlights, rear red reflectors, and red lights. Reflective vests during the hours between sunset and sunrise and during periods of reduced visibility are required. Light colored clothing and other reflective gear (i.e., tape, shoe reflectors, reflective belts, etc.) are encouraged.

d. Operating a moped aboard the Base or Air Station requires the operator and any passenger to wear a safety helmet with the chinstrap fastened properly. The safety helmet will meet the standards prescribed in Chapter 3 paragraph 3p (1) of this Order. Moped operators must be at least 16 years of age.

e. All bicycle riders traveling on paved roads aboard the Base or Air Station are required to wear a bicycle helmet that meets the standards of the SNELL or ANSI Z90.1-1971 to comply with the requirements established in Chapter 3, paragraph 3p(1)

riders must wear an international orange, bright yellow, or lime green reflective vest over their outer garment.

f. Bicycle riders traveling on sidewalks are required to wear a bicycle helmet that meets the standards outlined above in paragraph 6e and are also responsible for ensuring the safety of joggers and pedestrians as they pass by them.

g. Mopeds equipped with seating for a passenger will also be equipped with footrests specifically designed and located for the passenger's use.

h. It is unlawful to carry passengers or materials in front of the operator, which interferes with control of the moped or obstructs the operator's view of the roadway.

7. Motorized Bicycles (Mopeds) Restrictions

a. Mopeds equipped with motors with 50cc or less with operable pedals and which are incapable of traveling 30 mph or more will follow the same rules as bicycles.

b. Mopeds with motors more than 50cc and/or capable of exceeding 30 mph are required to be registered as a motorcycle and are subject to the provisions of chapter 2, paragraph 5 of this Order. Chapter 5, paragraph 6 of this Order is applicable for mopeds that maintain a speed of 30 mph or less on a level surface.

8. Honors and Salutes

a. During morning and evening colors and when the "The National Anthem" is played, all vehicles, except emergency vehicles on emergency response calls, will stop and remain stopped until "Carry On" is sounded. Drivers and passengers of such vehicles will remain seated at attention.

b. All military personnel who recognize officers senior to them as drivers/passengers in POVs and GOVs will render the appropriate salute.

c. An uncovered flag plate on an official car or an official car with a General Officer's flag displayed indicates the passenger is a Flag or General Officer. Junior personnel must render an appropriate salute.

9. Civilian Law Enforcement Officer Saluting Policy.

a. Saluting is a custom and courtesy that is normally reserved for members of the Armed forces as a greeting between an officer and an enlisted member, or between a junior officer and senior officer. Per reference (k), it is a requirement aboard the Installation for the Marine Corps Civilian Law Enforcement Program (MCCLEP) Officers to participate in this custom and courtesy and to render a hand salute.

b. Civilian Law Enforcement Officers performing duties at Installation Entry Control Points and at interior gates will salute vehicles with a blue officer decal or other identifier of the high ranking officers or dignitaries, such as a placard or flag.

c. Civilian Law Enforcement Officers are not required to salute when the salute would result in degradation to the security of the Installation or the safety of the police officer or others. Law Enforcement Officers who fail to render salutes per this Order may be subject to disciplinary and adverse action. Refresher training will be conducted annually.

10. Transportation of Privately Owned Firearms

a. Per reference (n), It is unlawful to transport a firearm in a vehicle unless the firearm is secured in the locked trunk of the vehicle. If the vehicle does not have a trunk, the firearm will be secured inside a locked glove compartment or locked gun case while aboard the Base or Air Station. If carrying a rifle or shotgun, the case must be designed to carry such a weapon.

b. No loaded firearm will be transported. All ammunition will be separated from the firearm.

11. Transportation of Alcoholic Beverages

a. All people transporting alcoholic beverages beyond the limits of MCB CamLej or MCAS New River become subject to the laws of North Carolina.

b. North Carolina law allows one to transport the following amounts of alcohol: not more than eight liters of either fortified wine or spirituous liquor, or 8 liters of the two

combined (approximately 2.11 gallons). Alcoholic beverages for this purpose are distilled spirits and fortified wines. In addition, transporting malt beverages off the Installation is limited to two cases.

c. An alcoholic beverage in an open container can be transported in a motor vehicle only if it is carried in a compartment that is inaccessible to the driver and passengers. An open container is defined as any alcohol container in which the seal has been broken and/or in which the cap/tap/stopper has been removed, whether or not any of the beverage has been removed.

d. Transporting alcoholic beverages in all other quantities and under all other conditions is permitted between places, on and off the Installation, where possession or consumption of such beverages is authorized. A maximum of eight liters (2.11 gallons) of an alcoholic beverage may be transported onto the Installation at any time.

12. Prohibited Areas

a. Vehicle operators will not drive into any area designated as "Off Limits," "Danger" or "Restricted" unless the operator is an authorized official or ordered by proper authority.

b. Use of landing zones as roadways is prohibited.

c. Driving on the shoulder of roadways is prohibited unless it is to avoid having the vehicle break down on a thoroughfare. In this case, the shoulder of the roadway can be used only as needed to park the vehicle in a safe, out-of-the-way location.

d. Driving on Onslow Beach is prohibited except as permitted by reference (b).

13. Use of Seat Belts and Restraint Systems

a. All occupants of MCB CamLej and MCAS New River commercial vehicles will use available restraint devices when the vehicle is in motion. If military, the senior ranking occupant in each vehicle or, if civilian, the driver, will be responsible for ensuring the seat belt or restraining device is

(1) First Offense. Mandatory suspension for 30 days.

(2) Second Offense. Mandatory suspension for 90 days.

(3) Third Offense. Mandatory revocation for six months.

b. All military personnel and civilians operating or riding in privately owned personal or nonmilitary commercial motor vehicles, to include taxicabs, aboard the Base or Air Station will wear safety belts. It is the driver's responsibility to ensure seat belts or restraining devices are in use and worn properly by all occupants of the vehicle.

c. Commercial vehicles are defined as passenger cars, station wagons, vans, ambulances, buses, fire engines, trucks, and tractor trailers used in a business, whether a profit or nonprofit enterprise. It does not include tactical and combat vehicles. Commercial vehicles having a capacity of more than nine passengers are required to have restraint devices for the operator only.

d. A child less than eight years of age and less than 80 pounds in weight shall be properly secured in a weight appropriate child passenger restraint system. In vehicles equipped with an active passenger side front air bag, if the vehicle has a rear seat, a child less than five years of age and less than 40 pounds in weight shall be properly secured in a rear seat, unless the child restraint system is designed for use with air bags. If no seating position equipped with a lap and shoulder belt to properly secure the weight appropriate child passenger restraint system is available, a child less than eight years of age and between 40 and 80 pounds may be restrained by a properly fitted lap belt only. Child restraint seats must meet criteria approved by the National Highway Traffic Safety Administration (NHTSA) and be installed according to the manufacturer's design. Violations of child restraint regulations will be subject to the following actions:

(1) First Offense. Mandatory suspension for 30 days.

(2) Second Offense. Mandatory suspension for 90 days.

(3) Third Offense. Mandatory revocation for 6 months.

(3) Third Offense. Mandatory revocation for 6 months.

14. Use of Headphones, Earphones, Stereos, Cellular Telephones, and Texting

a. Wearing portable headphones, earphones, or other listening devices while operating a motor vehicle or while jogging, walking, skating, skateboarding, or bicycling on roads and streets on the Base is prohibited. However, wearing portable headphones, earphones, or other listening devices while jogging, walking, skating, skateboarding, or bicycling on specifically designated running and bicycling trails or skating areas on Base is permitted. Safety considerations must be taken when crossing roads and streets designated for use by motor vehicles.

b. Stereo volume that reasonably interferes or invades the privacy of any pedestrian or other vehicle operator is prohibited. Music that can be heard in excess of 15 feet is considered to be too loud.

c. Use of cellular telephones is prohibited unless the driver is equipped with and using a "hands-free" device. Common sense should always prevail. If any phone call becomes a distraction while the vehicle is in motion, the driver should move off the roadway as soon as they can safely do so.

d. "Texting" or "text messaging" while driving is prohibited onboard the Installation. "Texting" or "text messaging" includes reading from or entering data into any handheld or other electronic device for the purpose of texting, e-mailing, instant messaging, obtaining navigational information, or data communication. Federal employees cannot text while driving or while on official business. This includes the use of government provided and privately owned cars or cell phones. "Driving" means operating a motor vehicle on an active roadway with the motor running. This includes being temporarily stationary because of traffic, a traffic light, stop sign, or otherwise. Driving does not include operating a motor vehicle with or without the motor running when one has pulled over to the side of or off an active roadway and has halted in a location where one can safely remain stationary.

15. Skateboards and Roller Skates. Roller-skating, roller-blading, or skateboarding is strictly prohibited anywhere else

on the Base and Air Station other than outside of the housing or barracks areas. At no time will skateboards, roller-blades or roller-skates be ridden in the street. Riders will wear reflective vests between evening and morning colors and during periods of reduced visibility. Light colored clothing and other reflective gear are strongly encouraged. A helmet, knee pads, and elbow pads will be worn.

16. Discharging Firearms and Weapons from Motor Vehicles. Discharging a firearm or weapon from a motor vehicle is strictly prohibited.

Chapter 6

Motor Vehicle Accidents

1. Responsibilities of Operators. Vehicle operators will immediately report all accidents or collisions occurring aboard the Installation, involving a motor vehicle, with or without personal injury, death, or property damage to include accidents or collisions with deer or other large wildlife animals to the PMO. The driver is responsible to ensure the accident or collision has been reported to PMO.

a. Call 911 to report accidents or collisions involving personal injury or death, or in cases where it is believed that personal injury or death is likely.

b. Call Accident Investigation at 451-1666 to report minor accidents or collisions not involving personal injury or death.

2. Obstruction of Traffic. No one will stop, stand, or park a motor vehicle on any roadway and impede the flow of traffic. If involved in a non-injury or non-felony accident that does not require extensive medical or investigative response, attempt to stop, move, or park the vehicle if possible where it provides the least obstruction possible to the flow of traffic.

3. Traffic Accident Investigation. A Law Enforcement Officer (LEO) will complete the appropriate paperwork for accidents meeting the following criteria:

a. Accidents involving GOVs, which result in a fatality, personal injury, or where the estimated property damage is $500.00 or more per vehicle.

b. Accidents involving POVs, which result in fatality, personal injury, or where the estimated property damage is $1,000.00 or more per vehicle.

Chapter 7

Government Vehicles

1. General

a. The operation and use of a GOV will be in accordance with the provisions of this Order and other instructions contained in reference (h).

b. This Order will govern vehicles operated by appropriated and non-appropriated fund activities.

c. This Order governs leased or rented GOVs.

2. Operators

a. No person will operate a government tactical vehicle without having a valid U.S. Government Motor Vehicle Operator's Identification Card and current Medical Examiner's Certificate for Drivers (NAVMC 10970) in possession, unless they are student drivers accompanied by a licensed instructor. All drivers and passengers in government tactical vehicles will wear Kevlars and Flak jackets.

b. No person will operate a commercial GOV of 3 ton weight or more, or in excess of 10,000 pounds gross weight, without a valid U.S. Government Motor Vehicle Operator's Identification Card.

c. The GOV operator is responsible for the safe operation of the vehicle, the safety of the passengers, and safe storage of cargo.

d. Per reference (d), the GOV operator will not consume or possess any alcoholic beverage while operating a GOV. Consumption of alcoholic beverages 12 hours prior to operating a government vehicle is strictly prohibited.

e. A driver will not operate a GOV when impaired by fatigue, illness, alcohol, or drugs or when otherwise physically unfit.

f. All vehicles operated by unlicensed personnel for training or during motor vehicle operator's testing will be

equipped with a sign on the front and rear of the vehicle with lettering at least 5 inches high reading "STUDENT DRIVER."

3. Use and Operation

a. Ambulances, tank trucks, wreckers, fire trucks, dump trucks, and other special purpose vehicles will be used exclusively for the purpose intended.

b. GOVs will not be left unattended with the engine running at any time. While stationary, the engine of a GOV will not be operated for a period of more than one minute unless otherwise required for proper use of the vehicle.

c. The operation of government commercial-type vehicles will be limited to developed roads, except when otherwise expressly authorized.

d. GOVs, other than tactical vehicles in training or maneuver areas, will not be driven on the shoulders of roadways unless authorized by competent authority.

e. Tracked vehicles will not move on or access any asphalt pavement except at designated concrete crossing ramps. Using units will ensure that the roadway is cleared of all mud and debris after crossing. Road guards will be posted 75 feet prior to crossing so the tracked vehicle can cross the roadway safely.

f. Units conducting training operations in the field will not move vehicles off paved roads across shoulders and ditches without first preparing bridges or planning to protect the shoulders and ditches, provided these bridges are constructed to not interfere with the drainage at that point.

g. When parking on a grade, an operator will place the vehicle in low gear, or, if equipped with an automatic transmission, will put the gearshift indicator in "park" position in addition to effectively setting the parking brake. If parking downgrade, turn the front wheels sharply toward the curb or side of the road; if parking upgrade on the right side of the road, turn the front wheels to the left; if parking upgrade on the left side of the road, turn the front wheels to the right.

h. Pushing and Towing

(1) GOVs will not be used to push or tow another vehicle unless designed for that purpose. Government tactical vehicles are not authorized to tow POVs at any time.

(2) Two-wheeled tactical type trailers will be towed only with a vehicle of the same or higher rated capacity and only one trailer will be towed at a time. Trailers will be towed by methods designed for that purpose.

(3) Tactical vehicles will not be towed except by the Tactical Vehicle Duty Wrecker or by using a tow bar or similar connection that is designed for towing purposes.

(a) For tactical vehicles owned by organizations aboard MCB CamLej, contact the 2d MarDiv G-4 to request the Tactical Duty Wrecker during working hours. During non-working hours, contact the 2d MarDiv Command Duty Officer (CDO). Tactical vehicles will not be towed off the Installation.

(b) For tactical vehicles owned by organizations aboard MCAS New River, the Officer of the Day (OOD) of Marine Wing Support Squadron (MWSS) 272 will be contacted. Civilian wreckers will not tow tactical vehicles. Tactical vehicles will not be towed off the Installation. If LEOs or criminal investigators determine the tactical vehicle has evidentiary value, it will be towed to the PMO Impound Lot. Otherwise, the tactical vehicle will be towed to the owning unit's motor pool.

(4) Warehouse tractors may trail a maximum of five (5) warehouse trailers.

i. Backing of Vehicles

(1) All GOV's weighing more than 1 ton must have ground guides while the vehicle is backing up.

(2) No vehicle will back up until the driver has determined the area is clear.

(3) When the operator of a GOV determines that he/she must back up or operate in close quarters, the assistant driver, if any, will dismount and act as a guide. The guide is authorized to direct and control traffic as necessary.

(a) If there is no assistant driver or help available, the driver will obtain the assistance of a passenger or any other available person.

(b) If there is no assistant driver or help available, the driver will ensure by personal observation that the way is clear before backing up or operating the vehicle in close quarters. If necessary, the driver will dismount the vehicle to make sure the way is clear of any hazards.

(4) Military personnel, if requested, will assist the driver of a GOV by performing the function of a guide so the driver may safely back up the vehicle.

4. Speed Restrictions

a. All tactical vehicles on Base or Air Station roadways will travel a maximum speed of 45 mph or slower as conditions require. In addition, GOV drivers will follow the below conditions:

(1) GOVs moving in reverse will remain at 5 mph or slower.

(2) Forklift trucks will stay at 10 mph or slower.

b. Speed restrictions for GOVs on authorized emergency runs are set forth in Chapter 7, paragraph 9 of this Order.

c. The maximum speed limit for GOVs on unimproved roads will be 25 mph unless otherwise posted. Commanders of assigned vehicles will be responsible for enforcing this restriction within training areas.

5. Equipment

a. No GOV operator will operate the vehicle without first ensuring all occupants have correctly buckled their seat belts.

b. Cranes and similar types of equipment will not be operated closer to power lines than the boom length or height of the vehicle and its equipment except as may otherwise be authorized.

c. The motor vehicle equipment requirements set forth in chapter 3 of this Order do not apply to government owned tactical vehicles.

6. Passengers

a. As defined in reference (n), GOVs will transport authorized personnel only.

b. No more than three passengers are allowed in the front seat of a GOV including the driver.

c. No person will be permitted to ride in the cargo area of any two - or four-wheel government trailer or semi-trailer except for authorized movements in a semi-trailer bus.

d. GOVs will not be loaded in excess of the authorized passenger capacities.

e. No person will extend any part of his/her body through the roof or side openings of any tactical vehicle while in operation on hard surface roadways unless such position is required for the safe operations of the vehicle or the deployment of a turret gunner during actual training evolutions.

7. Installation Buses. Base or Air Station buses will not pick up or discharge passengers outside the confines of the Base or Air Station.

8. School Buses

a. School buses will pick up and discharge passengers at designated "BUS STOPS."

b. School buses carrying children will not exceed a speed limit of 45 mph.

c. A school bus operator will not drive closer than 300 feet to another school bus or closer to any other motor vehicle which they are following on the road than is prudent for safe operating procedures.

d. A school bus operator will bring the bus to a full stop before entering or crossing any railroad, main traveled road, or any dangerous thoroughfare. The operator will not proceed until

it is all clear. On any four-lane roadway, all buses will stop in the right lane only.

9. Emergency Vehicles/Pursuits

a. The driver of an authorized emergency vehicle responding to an emergency will operate the vehicle with due regard for the safety of all people.

b. When responding to an actual emergency, emergency vehicle equipment will be used, as appropriate. The vehicle will be equipped with at least one siren audible at least 500 feet to the front of such vehicle and one lighted lamp displaying a red or blue light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle.

c. Authorized emergency vehicle drivers may exercise the following privileges subject to conditions stated elsewhere herein when responding to an emergency but not returning from the emergency:

(1) Park or stand irrespective of the provisions of these regulations.

(2) Proceed past a red light, stop signal, or stop sign after slowing down or stopping as may be necessary for safe operation.

(3) Exceed the authorized speed limits so long as life or property is not endangered, except that:

(a) LEOs, Fire, and Emergency Services vehicles may exceed the posted speed limit by 10 mph only.

(b) Fire and Emergency Services vehicles will further be limited to a maximum of 35 mph in industrial, residential, or housing areas.

(4) Disregarding regulations governing direction of movement or turning in specified directions is authorized if such maneuvers can be executed safely.

d. LEOs will arrest and apprehend those who violate the law and will respond without delay to emergency calls for service.

However, it is the PMO's moral obligation to ensure its LEOs perform this duty in a manner that will not produce needless hazards or undue risk for the general public. The LEO must determine if the offense committed or the nature of the emergency outweighs the many risks involved in operating vehicles at excessive speeds or in a reckless manner. The LEO will consider factors such as the condition of the roadway, the time of day, weather, amount of traffic, the probability of danger to pedestrians, and the likelihood of apprehension of the offender at a later time. The LEO will continually re-evaluate the decision to pursue throughout the pursuit. When and if the risk associated with the pursuit exceeds the need to apprehend, the pursuing LEO(s) must then break off the chase. In compliance with this Order, LEOs of the PMO will observe the following procedure:

(1) At no time will an LEO become involved in a high speed pursuit of a violator of the motor vehicle law or any misdemeanor.

(2) Any military vehicle(s) committed to an emergency mission involving the transportation of personnel, supplies, or equipment may proceed on the mission, notwithstanding its involvement in a collision or accident, unless to do so would leave an injured person unattended. The vehicle operator will make a full report of the accident or collision as soon as practical upon completing the mission.

10. Convoys. On-base convoys should be formed and stopped on shoulders or in parking lots with minimal obstruction to the normal traffic flow. Necessary unit traffic guards will be posted during all halts and while convoys are being formed. Off-Base convoys will not halt traffic at intersections or disregard traffic control devices. If traffic control is required, II MEF Logistics Movement Control Center (LMCC) should coordinate with the North Carolina State Highway Patrol (NCSHP). Only the NCSHP will supersede existing traffic control devices.

11. Accidents. Any GOV operator involved in an accident or collision, on or off the Installation, will immediately notify PMO and the responsible civilian law enforcement agency. In all cases, the operator will complete a Report of Motor Vehicle Accident Form (SF-91). The respective Staff Judge Advocate will be notified incase a litigation report investigation is necessary.

Chapter 8

Commercial, For Hire Vehicles and Carriers

1. General. Commercial vehicle operators and carriers will comply with instructions relating to the use and operation of motor vehicles contained in this Order.

2. Admission

a. Scheduled public carriers will normally be authorized access to the Base and Air Station.

b. Limousines and shuttle services that pick up passengers aboard the Base or Air Station, and taxicabs from Jacksonville, NC, will be admitted to the Base or Air Station only if they are registered per reference (j).

c. Taxicabs, shuttle and limousine services from other than this local area may obtain a Visitor's Pass and may enter the Base or Air Station to discharge passengers. These services may pick up passengers within the confines of the Base or Air Station if they are picking up prearranged passengers.

3. Registration. Taxicabs, shuttle vehicles, and limousines will be issued Taxi decals provided they accept the terms and meet the registration requirements in reference (j).

a. Taxi decals will be issued for a period of 1 year only.

b. Taxi decals may be withdrawn if the owner or operator fails to comply with these regulations, for good cause or whenever reason for authorization no longer exists.

4. Operator's Identification Card

a. No one will operate a vehicle for hire on the Base or Air Station until an Operator's Identification Card is obtained from the Taxi Coordinator. An exception is operators of recognized public carriers that have been exempted from this requirement by written authority of the CO, MCB CamLej or CO, MCAS New River as appropriate.

b. Active duty members and civilian employees who are vehicle for hire drivers must obtain an Operator's Identification Card from the Taxi Coordinator.

c. An Operator's Identification Card will be issued to vehicle for hire operators only when satisfactory proof is presented showing proper vehicle for hire operator registration by a city; that they have a driving record which indicates they are a safe driver; that they do not violate the criminal records standards contained in reference (j), and that they are physically able to operate a vehicle without jeopardizing their passengers.

d. The PM will revoke the Operator's Identification Card of a driver of a vehicle for hire if the operator is involved in an incident that would disqualify him/her from legitimately working on the Installation.

e. Operators of vehicles for hire will have their Operator's Identification Cards in their possession at all times and visibly displayed on the dashboard, sun visor, or on their person when driving on the Installation. He/she will produce the card upon request of any passenger or on-duty LEO.

5. Passengers

a. In addition to the driver, no taxi will transport more than five passengers while on the Installation.

b. Operators of taxis parked at designated taxi stands on the Installation will wait in line and accept passengers on a "first come, first serve" basis, regardless of their destination.

6. Rates and Fares of Taxis and Limousines

a. The operator's municipal license and approved meter rates for taxi cabs and airport limousines operating on the Base or Air Station will be conspicuously displayed.

b. Passenger fares to and from locations on the Installation will be charged according to approved meter rates and as stated in reference (j).

c. Any passenger(s) believing he/she has been overcharged should obtain a receipt from the driver and submit a written complaint to the PM indicating the operator's name, the taxi company, time, pick up, and discharge locations.

Chapter 9

Enforcement of Motor Vehicle and Traffic Regulations

1. General. The Installation's intent is to continuously use all available means to reduce motor vehicle accidents. Violators will be educated and disciplined by the most effective means available.

a. The PM will supervise and coordinate enforcing all traffic regulations and safe driving practices within the limits of MCB CamLej and MCAS New River. Additionally, the PM will coordinate with local law enforcement agencies to receive off-Installation traffic violation notices and will forward that information to the violator's command and applicable Traffic Court for appropriate action.

(1) The Installation COs authorize the PM to enforce all traffic regulations on the Installation.

(2) LEOs are authorized to stop drivers on the Installation upon competent orders or upon reasonable belief that a criminal or traffic offense has been, is, or will be committed.

(3) All drivers will comply with any lawful order or direction of a LEO of PMO.

b. Intoxilyzers are the primary means to test drivers for impairment on the Installation.

2. Detection, Apprehension, and Testing

a. Per reference (c), any driver of a vehicle on the Installation is deemed to have given his/her consent to evidential tests for alcohol or other drug content and must submit to chemical test(s) if he/she is suspected of driving while impaired.

(1) Per reference (c), an apprehending LEO is allowed to administer a BAC check or request the administration of other chemical analyses that may be effectively performed on an unconscious person or one incapable of refusal where the apprehending LEO believes he/she has committed an implied-

consent offense. Blood samples may be drawn only by qualified medical personnel.

(2) If a person suspected of driving while impaired refuses the apprehending LEO's request to submit to a chemical test(s), none will be given. The LEO invoking the North Carolina Implied Consent Law will advise the individual that his/her failure to submit to or complete such a chemical test(s) will result in revoking his/her driving privilege to operate a motor vehicle aboard the Installation for a period of at least one year and may result in revocation of his/her state, commonwealth, territory, or district motor vehicle license.

(3) Anyone operating a motor vehicle on the Installation is, per reference (i), subject to an authorized search based on a reasonable belief that he/she is driving while impaired and may result in the seizing of blood or urine. If the results of a blood or urine test are positive, the person's driving privileges will be suspended temporarily pending resolution of the matter in an appropriate forum.

b. Testing. Per reference (c), any LEO having reasonable belief that a person has been operating a vehicle aboard the Installation while under the influence of an impairing substance may request such person submit to preliminary field sobriety tests. Failure to submit to these tests will not constitute a violation of the Order. However, the LEO requesting the tests will advise the person that failure to take the tests or taking these tests will not act to either prevent or require subsequent chemical test(s) of their breath or blood to determine the driver's impairment. A portable breath testing device (PBT) approved by the state of North Carolina, for screening the presence of alcohol in a driver's system may be used on scene. The PBT is not admissible in court, and will not be used to determine the actual BAC. However, the negative result reading may be used to substantiate the presence of an impairing substance other than alcohol.

(1) Persons who have been lawfully apprehended for any offense allegedly committed while driving or in actual physical control of a motorized or mechanical vehicle under the influence of an impairing substance will be taken before a North Carolina State certified chemical analyst to be advised of the Implied Consent Law and requested to submit to a chemical test to determine the alcohol content of their blood.

(2) If a person under apprehension willingly consents to submit to a chemical test designated by the apprehending LEO, the test will be administered. The person authorized to administer the chemical test will inform the apprehended person both verbally and in writing that:

(a) He/she has the right to refuse any test being administered by the LEO.

(b) If a driver refuses to submit to any required test, the traffic court will report the refusal to the North Carolina State Department of Motor Vehicles and to the state where the driver's license is issued. The result may be revocation of one's state driver's license.

(c) The test results, or the facts of one's refusal, will be admissible as evidence at trial on the offense charged.

(d) If any test reveals a BAC of .08 percent or more, the suspect's driving privileges will be temporarily suspended prior to his/her appearance before the appropriate Traffic Court Officer or the Federal Magistrate for civilians.

(e) The suspect has the right to call an attorney and select a witness to view the testing procedures, but the testing will not be delayed longer than 30 minutes from the time the individual is notified of his/her rights.

(f) A driver who refuses to provide a breath or blood sample will have his/her Installation driving privilege revoked for 1 year. This is in addition to whatever penalty is awarded if found guilty of driving while impaired.

c. Blood Alcohol Concentration (BAC) Standards

(1) For administrative revocation of driving privileges and/or taking action against a driver suspected of being under the influence of an impairing substance, the following presumptions are made based on the chemical analysis:

(a) An operator with a BAC less than .08 percent, who is of legal age to consume alcohol but shows significant signs of being impaired, will be presumed he/she is DWI.

(b) If the BAC is .08 percent or more, or if the tests reflect the presence of illegal drugs, the presumption is the person is DWI.

(c) It will be presumed that the person was DWI if the driver's BAC was .04 percent or higher and the person was the driver of a vehicle, which:

1 Has a gross vehicle weight rating of 26,001 or more pounds or a lesser rating as determined by federal or state regulation, or

2 Is designed to transport 16 or more passengers, including the driver, or

3 Is transporting hazardous material and requires to be placarded per reference (o).

(d) If the operator is under the legal age to consume alcohol and his/her BAC is greater than .01 percent while driving a motor vehicle on any roadway, the presumption is the person is DWI.

(2) Operators apprehended for offenses in this section will be processed per the PMO standing operating procedures (SOP). They will be instructed to report to the appropriate Vehicle Registration Office, to be processed per Chapter 10 of this Order.

3. Commander's Authority to Suspend/Revoke Driving Privileges

a. Special courts-martial convening authorities aboard the Installation are authorized to revoke driving privileges of any service member under their command who has been convicted of any alcohol/drug-related offense by courts-martial, civilian court or an Article 15 proceeding. This includes offenses involving drug paraphernalia. Any drug-related offense is grounds for revocation. A motor vehicle does not need to be involved. Special courts-martial convening authorities are also authorized to revoke the driving privileges of Marines and Sailors who drive recklessly or aggressively, on or off the Installation.

b. When imposing a suspension or revocation for an off-Installation offense, the effective date should be the same as civil disposition, or the date that state driving privileges are

suspended or revoked. This effective date can be retroactive. Administrative actions (suspension/revocations, or if recognized, point assessment) for moving traffic violations off the Installation should not be less than required for similar offenses on the Installation.

c. Aboard the Installation, the Traffic Court Officer is authorized to revoke driving privileges of any civilian or military member convicted by a civilian court of any alcohol/drug-related offense including those involving drug paraphernalia.

d. Special courts-martial convening authorities that suspend or revoke driving privileges must complete the following steps to ensure enforcement:

(1) Notify the service member by letter that their Installation driving privileges are revoked. The letter must specify the period of time driving privileges are revoked and the reason for revocation.

(2) Assign a command representative to escort the service member to traffic court for administrative recording into the Consolidated Law Enforcement Operation Center (CLEOC) database.

(3) The Traffic Court Officer will enter revocations into the CLEOC database and ensure DoD decals are scraped or appropriately modified to prohibit violator's use.

(4) The command representative will have the service member's vehicle removed from the Installation, or turn the vehicle over to licensed/authorized family members.

e. Service members may appeal a revocation to the next level in their chain of command. Civilians' appeals will be made to the CIG, will be in writing, and submitted for consideration within 10 working days after the court appearance.

4. Serious Crime Convictions. The Traffic Court Officer is authorized to suspend or revoke, as appropriate, the Installation driving privileges of those convicted of any offense punishable under the UCMJ by death or confinement in excess of 1 year, wherein a motor vehicle was instrumental in the commission of the offense. Reports of civil arrests of

military personnel, serious traffic violations, and convictions for violations off the Installation will normally be processed by the PM and forwarded to the individual's CO. The CO will forward the appropriate case to the Traffic Court Officer. Revocation/Suspension action will be taken per Chapter 10 of this Order. However, for drug-related offenses, Chapter 9 paragraph 2 of this Order applies; for civil alcohol-related offenses (e.g., DWI), Chapter 10, paragraph 2b applies.

5. Inspection of Motor Vehicles

a. All vehicles are subject to administrative inspection when authorized by the CO, MCB CamLej and CO, MCAS New River to minimize the unauthorized removal of Government property and to discourage introducing narcotics, narcotics paraphernalia, weapons, and other undesirable materials onto the Installation.

b. Searches based on probable cause will be conducted per the Military Rules of Evidence and applicable Federal law.

6. Processing of Violations

a. LEOs and those assigned in writing by the PM are the only authorized issuers of DD Form 1408 (Military Traffic Citation). Chapter 9, paragraph 8 applies.

b. A Military Traffic Citation may be issued for violating any provision of these regulations, and a copy will be furnished to the violator. The original copy will be forwarded to Traffic Court.

c. All service members will be directed to appear before the Traffic Court Officer.

d. Retired personnel, military family members, and civilians will normally be directed to appear before the Traffic Court Officer. Aggravated cases may also be referred to the U.S. Magistrate.

e. If violations committed by military family members, civilians and retired military personnel justify appearances before the U.S. Magistrate, the Staff Judge Advocate will advise violators in writing of the date they are to appear. Subsequent to the hearing by the U.S. Magistrate, administrative action may apply.

f. Citations and reports of violations pertaining to members of the Armed Forces not permanently stationed at MCB CamLej or MCAS New River will be forwarded to his/her respective CO, except that those stationed at MCAS New River who commit violations aboard MCB CamLej will be processed the same as MCB CamLej personnel and vice versa.

g. A citation to appear before the Traffic Court Officer or the U.S. Magistrate, when issued by an LEO or a person authorized by the CO, constitutes a lawful order. Violating the order may result in disciplinary action.

h. Upon receiving a law enforcement report of a service member, family member, or civilian employee regarding DWI (.08 percent BAC or greater), or under an impairing substance whether on or off the Installation, the Traffic Court Officer will revoke driving privileges aboard the Installation for a minimum of 1 year. The effective date of suspension or revocation should be the same as the civil disposition, or the date the state suspended or revoked the driving privileges. This effective date can be retroactive.

i. Upon receiving a law enforcement report of a service member, family member, or civilian employee driving recklessly (i.e., reckless endangerment, aggressive driving, or speeding 15 mph or more over the posted speed limit) off the Installation, the Traffic Court Officer will suspend driving privileges on the Installation for a minimum of 90 days. The Traffic Court Officer will also indefinitely revoke the driving privileges of repeat offenders. The effective date of suspension or revocation should be the same as the civil disposition, or the date the state suspended or revoked the driving privileges. This effective date can be retroactive.

j. To ensure compliance with this policy, PMO and applicable Traffic Court Officer will adhere to the following procedures:

(1) For apprehendable violations on the Installation, the PMO will issue a citation with a traffic court date two weeks from the date the citation was issued and write an Incident Complaint Report on the violator. If violators are service members E-5 or below, they will be transported to the PMO for release to a unit representative. The Traffic Court will hear the case on the scheduled date of appearance and

suspend driving privileges on the Installation for a minimum of 90 days.

(2) Alleged traffic offenses off the Installation will be referred to the Traffic Court Officer and the offender's parent command via blotter by the PMO for appropriate action. Within 3 working days, the Traffic Court Officer will hear the case and suspend driving privileges on the Installation for a minimum of 90 days. The effective date of suspension or revocation should be the same as the civil disposition, or the date the state suspended or revoked the driving privileges. This effective date can be retroactive.

k. Officers, and SNCOs, and school crossing guards employed by the Department of Public Safety who observe unsafe driving behavior among suspected military members on and off the Installation are expected to report such behavior using the following procedures:

(1) Refrain from committing unsafe/unlawful acts to get a license plate or vehicle description.

(2) Record the vehicle license plate, vehicle description (color, make, style), basic description of driver, alleged traffic offense, time, and location utilizing Form Number MCBCL/DPS/PMO/5560.2/10.

(3) If the vehicle is registered on the Installation, the PMO will refer the alleged traffic offense to the offender's parent command for appropriate action.

7. Notification to State Driver's License Agencies. Paragraph 2-11 of reference (c) specifies that the COs, MCB CamLej or MCAS New River will notify the state driver's license agency of personnel whose Installation driving privileges are revoked for one year or more, following final adjudication of implied consent offenses. Section 20-16 (a)(8b) of reference (d) allows suspending a person's license when he/she has committed implied consent offenses and has had his/her privileges to drive on the Installation revoked or suspended after an administrative hearing authorized by the COs, MCB CamLej or MCAS New River. Thus, personnel who appear before the Traffic Court may also lose their state driving privileges.

8. Non-Movement Traffic Citations. Area Commanders or their designated representative(s) may issue non-movement traffic citations (parking tickets) for vehicles illegally parked in areas under their cognizance. Area Commanders will forward requests to issue non-movement traffic citations to the PM for approval.

Chapter 10

Traffic Court

1. Mission and Scope

a. Traffic Court is authorized by the COs, MCB CamLej and MCAS New River to take administrative action on traffic-related violations.

b. Traffic Court is composed of a judge and an administrator.

c. The Traffic Court Officer will establish procedures for conducting hearings. Individuals appearing before Traffic Court will be advised of the occasion of their appearance and the administrative action taken.

d. Traffic Court will adjudicate the alleged violation and determine what warrants administrative action. The Hearing Officer has the authority to weigh any extenuating information, such as acts or conduct by the driver or passengers in the determination.

e. Traffic Court is authorized to take administrative action against any individual directed to appear only when the Hearing Officer is senior in rank to any military person whose case is heard. If there is no member of such seniority, the case will be referred to the CIG or Deputy CIG, MCB CamLej.

f. Traffic Court may suspend or revoke driving privileges on the Installation. U.S. Government Motor Vehicle Operator's Identification Cards are suspended or revoked by COs and supervisors as set forth in Chapter 10, paragraph 11.

2. Appearance Before the Traffic Court. A copy of the Armed Forces Traffic Ticket (DD Form 1408), will be furnished to the violator at the time of violation. The traffic ticket contains instructions to report to the appropriate Traffic Court at the time and date required. The violator acknowledges this requirement to appear by signing the traffic ticket. If the violator refuses to sign the traffic ticket, the issuing LEO will annotate that fact on the ticket.

a. Active Duty Personnel

(1) Instructions on the reverse side of the Armed Forces Traffic Ticket gives Service members instructions so they can properly inform their Commanding Officer (CO) of the violation. The issuing LEO will verbally review the violator's responsibilities.

(2) COs are responsible for ensuring the violator(s) appears at Traffic Court as scheduled on the Armed Forces Traffic Ticket. If the individual cannot appear on the scheduled date, the offender's chain-of-command is responsible to reschedule the appearance. Requests can be made by telephone, 451-1951 or 451-5807 for MCB CamLej and 449-6297 for MCAS New River. COs are encouraged to send a unit representative with personnel (E-5s and below) to advise and assist them at their appearance before the Traffic Court Officer.

b. Civilians (Non-military or DoD Personnel), Employees, Family Members

(1) Civilian employees are directed by the instructions on the reverse side of the Armed Forces Traffic Ticket to inform their supervisors of the violation. The issuing LEO will verbally review the violator's responsibilities.

(2) Family members are directed by the instructions on the reverse side of the Armed Forces Traffic Ticket to inform their sponsor of the violation. The sponsor is responsible to ensure the violator appears as scheduled; the sponsor is responsible to notify Traffic Court at 451-1951 or 451-5807 at MCB CamLej and 449-6297 at MCAS New River to request a new traffic court date. Failure to appear as directed may result in referral to SAUSA for adjudication by a U.S. Magistrate Court. Juveniles under 18 years of age who are cited for traffic violations will attend Traffic Court with their parent or sponsor.

3. Hearings

a. Drivers appearing before Traffic Court should have an appropriate identification card, the copy of the Armed Forces Traffic Ticket, and any documentation or evidence (to include

appearance of witnesses) as appropriate that will assist the Traffic Court Officer in adjudicating the alleged violation(s).

b. Military personnel must appear in the uniform of the day or, if military duties dictate, in an appropriate working uniform. Individuals will consider appearance at Traffic Court the same as appearing for office hours. Civilian personnel will appear in appropriate attire.

c. All violations are referred to Traffic Court for adjudication. Personnel appearing before the Court must be prepared to present any and all evidence, to include the appearance of witnesses on their behalf, at the time of the hearing. Second-hand or written testimony from witnesses will not be heard by the Traffic Court Officer.

(1) Each case will be fully and fairly heard. Individuals appearing before the Traffic Court Officer will be given the opportunity to present evidence, including witnesses, and make such statements as may be relevant to their case and the disposition thereof. Counsel may appear with any person; however, counsel should be reminded that the proceeding is administrative and not adversarial.

(2) Individuals appearing before the Traffic Court Officer will be advised of the administrative action taken and the consequences of that action.

4. Administrative Action: Suspension and Revocation

a. The privilege of driving a POV aboard the Installation is subject to administrative suspension or revocation for cause. Suspension may be imposed for up to six months. Revocation will be imposed for a minimum of six months. Suspension or revocation may be imposed for traffic violations off the Installation when information is received from local law enforcement through the PMO.

b. Traffic Court is authorized to suspend or revoke driving privileges for traffic violations. This does not detract from the authority of COs, as instructed in Chapter 9, paragraph 3 of this Order. The PM may exercise that authority in situations where immediate action is warranted. When the PM invokes immediate temporary suspension on an individual's privileges, a designated officer will review the evidence supporting the

suspension. Temporary suspensions will remain in effect until the individual appears before the Traffic Court under the following circumstances:

(1) The designated chemical test administered indicates a blood alcohol level of .08 percent or above or a blood alcohol level of .04 percent or above if operating a commercial vehicle per Chapter 9, paragraph 2 of this Order.

(2) If persons under 21 years of age drives a motor vehicle on a highway or public vehicular area after consuming alcohol or controlled substance.

(3) The individual refuses to take the designated chemical test requested by the apprehending LEO, regardless of jurisdiction.

(4) A Fitness for Duty examination indicates the individual is under the influence of an intoxicating substance.

(5) Specifically requested by a CO or supervisor to maintain proper discipline and control.

(6) The Individual was charged with DUI of Schedule I controlled substance or its metabolites in the individual's blood or urine.

c. All military personnel who have been convicted of driving on revocation or suspension will have a letter submitted to their CO by Traffic Court referring them for disciplinary action for violation of this Order at the Installation CO's discretion.

d. Termination of Installation registrations is inherent to revocation action except in cases outlined in paragraph 6 of this Chapter.

e. The PM will forward all notices of alcohol/drug-related civil offenses that occur off the Installation to Traffic Court for appropriate suspension or revocation of driving privileges per Chapter 9, paragraph 1a of this Order. All motor vehicle offenses off the Installation that could result in the violator being suspended will be forwarded to Traffic Court within two working days for determination.

5. Administrative Action: Due Process. Except as noted in paragraph 4 of this Chapter, suspension or revocation of driving privileges will not become effective until the Traffic Court Officer conducts an administrative hearing on the matter. Prior to the hearing, the affected individual will be cited to appear before Traffic Court aboard the Installation.

a. Hearings conducted on revocation actions for a refusal to consent to a chemical analysis after being arrested for an implied-consent offense will be considered only if the affected individual is offered a hearing. Under normal circumstances, if the individual cannot appear as scheduled, the person's CO, first line supervisor, or sponsor (in the case of a family member) is responsible to notify the Traffic Court at least 24 hours in advance of the scheduled date to request a new court date. Such requests will be given favorable consideration if the Traffic Court finds there is sufficient reason to justify the request.

(1) Failing to appear as scheduled will result in an indefinite revocation of driving privileges until the individual appears in Traffic Court. An absentee letter will be sent to the individual's CO per paragraph 5d(2) of this chapter.

(2) Hearings conducted on revocation actions under Implied Consent will be considered only if:

(a) The LEO had reasonable grounds to believe the person had been driving or was in actual physical control of a motor vehicle within the jurisdictional limits of the Installation while under the influence of an intoxicating, narcotic, or illegal substance. A driver is in physical control when he/she is in position to control the motor vehicle and/or to regulate or restrain its operation or movement.

(b) The person was apprehended for DWI/DUI and whether he/she refused to submit to, or failed to complete the test as requested by an LEO.

(c) The person had been told that his/her driving privileges will be revoked if he/she refused to submit to, or failed to complete the test.

(3) Presumptions are relative to the BAC Test. The Traffic Court will be guided by the presumptions contained in Chapter 9, paragraph 2.

b. As the result of a hearing, if the individual is determined to be found guilty as alleged, the action of the Traffic Court will become effective immediately. Upon being found guilty, the respective driving points indicated in Table 10-1 of this Order will be assigned and deducted. The Table also indicates mandatory sentences of revocation for certain offenses. Other sentences are not mandatory but represent the maximum authorized.

c. In addition to any other action, the Traffic Court may require satisfactory completion of the Remedial Driver Training Course before restoration of driving privileges.

d. Reports. The following Traffic Court action reports are submitted to COs describing the Traffic Court's actions pertaining to the members of their unit:

(1) Commanding Officer's Monthly Traffic Court Results Report. Traffic Court distributes this report monthly to inform COs of Traffic Court's actions pertaining to members of their command.

(2) Commanding Officer's Traffic Court Absentee Letter. Traffic Court distributes this letter to inform COs of individuals under their command who failed to appear before Traffic Court per the procedure outlined in paragraph 5a (1) of this chapter. COs are responsible for ensuring the orders of this letter are followed.

6. Removal of Installation Decals. If the Traffic Court imposes a suspension or revocation on a driver to whom a DoD registered vehicle decal was issued, a representative of the Vehicle Registration Office will affix to the person's vehicle a "No Male," "No Female," indicator to allow a violator's spouse to drive.

7. Right of Appeal. Any person whose driving privileges have been suspended or revoked has the right to appeal the decision of the Traffic Court. Administrators will inform the violator of the right of appeal. Appeals will be forwarded (original and three copies) via the chain of command to the CIG. Civilian and

family member appeals should be addressed directly to the CIG, MCB CamLej or CIG, MCAS New River as appropriate. Appeals must be submitted within 10 working days from the date the individual appeared before Traffic Court.

8. Reinstatement of Driving Privileges. Operators whose driving privileges have been revoked/suspended through the provisions of this Order must apply for reinstatement via Traffic Court after the end of the period of suspension or revocation. Applications for earlier reinstatement based on lack of conviction for alleged civilian offenses off the Installation will be forwarded to the respective Traffic Court and will be considered if accompanied by documented proof of ultimate disposition by civilian authorities. People with suspended state or district driving privileges may not apply for reinstatement until they provide documented proof of being reinstated by the appropriate state or district. Paragraphs 11 and 12 of this Chapter may apply.

9. Restricted Driving Privileges or Probation. The CIG may modify a suspension/revocation of driving privileges to accommodate the following reasons, provided the person's state driver's license remains valid:

a. Mission requirements.

b. Unusual personal or family hardships.

c. Delays exceeding 90 days, not attributed to the subject, in the formal disposition of an apprehension of charges that are the basis for any type of suspension/revocation.

d. When no reasonably available alternate means of transportation to officially assigned duties (In this instance, a limited exception can be granted for the sole purpose of driving directly to and from the place of duty).

10. Driving Records

a. The Traffic Court Officer is designated as the custodian of all driving records. Traffic Court documents all of their actions into the respective driving records to ensure accuracy.

b. When an individual's driving privileges has been suspended or revoked (for one violation or an accumulation of 12

traffic points within 12 consecutive months, or 18 traffic points within 24 consecutive months) the Traffic Court Officer will notify the individual in writing.

11. Authority of Commanding Officer/Supervisor

a. The respective Traffic Court actions do not relieve COs or supervisors of their responsibility to take appropriate command action against military or civilian personnel.

b. COs will revoke an individual's U.S. Government Motor Vehicle Operator's Identification Card if convicted of any of the following offenses:

(1) Manslaughter or negligent homicide.

(2) Hit-and-run driving.

(3) Driving while impaired by use of narcotics, hallucinogens, or alcohol (DWI: .08 percent or more) or conviction of a lesser offense involving alcohol when BAC tests results were .08 percent or more or a conviction for refusal to submit to the North Carolina Implied Consent Law as adopted through reference (a).

(4) Felony involving a vehicle.

(5) Habitual violator of traffic laws.

(6) Conviction by a civil court for violation, which results in revocation of civilian driver's license.

(7) Revocation or suspension of driving privileges.

c. The CO or supervisor of any individual who has been convicted of any serious crime as outlined in Chapter 9, paragraph 4, must notify Traffic Court in writing.

12. Remedial Driver Training

a. Remedial Driver Training consists of 8 hours of driver improvement instruction. The BTC assigns class dates, times, and locations for MCB CamLej. The Environmental, Safety and Geospatial Services (ESGS) office assigns class dates, times, and locations for MCAS New River.

b. Remedial Driver Training will normally be assigned to people in the following situations:

(1) Individuals who are guilty of excessive speed.

(2) Individuals who are guilty of driving under the influence of an intoxicating substance or DWI.

(3) Individuals who have been adjudged guilty of a moving violation resulting in an accident.

(4) Individuals who have received two moving violations within a 12-month period.

c. Completion of the Remedial Driving Course is mandatory prior to restoration of driving privileges for the above violations and in other cases when awarded by Traffic Court. In all cases, military members must successfully complete a prescribed course in remedial driver training before driving privileges are reinstated.

13. Transfer of Records. When an individual transfers to a new duty station, his/her accumulated points assessments and other entries on his/her driver record and those of his/her family members will be forwarded to the appropriate Traffic Court of the gaining Installation. The individual is responsible for notifying his/her command of prior violations/convictions.

14. The Traffic Point System. This system provides an impartial and uniform administrative device for evaluating driver performance. Traffic Court is the administering body that designates, suspends, or removes points from violators. However, the system is used outside of disciplinary or punitive measures and avoids interfering in any way with the Installation CO's prerogative to issue, suspend, revoke, or deny driving privileges for cause.

a. The point system is mandatory and is not subject to modification or alteration.

b. The point system applies to military and civilian personnel operating government vehicles on or off the respective installation, military personnel operating POVs on or off the Base or Air Station, and their family members, civilian

employees, and all other individuals subject to this Order operating POVs on either installation.

c. The revocation of driving privileges by the Traffic Court, based on accumulation of traffic points, will be for a minimum period of six months.

d. Points assessed against an individual will remain in effect for a consecutive 24-month period or until separation from the service or final termination of employment, whichever is sooner. (This is not applicable in cases of immediate reenlistment, change of officer component, military retirement, and continuation of vehicle registration as a retiree or reemployment as a civilian). However, at the end of a revocation period, a driver's record will be expunged of all points assessed by the revocation action.

e. Removal of points does not constitute authority to remove driver record entries for moving violations, chargeable accidents, suspensions, or revocations of driving privileges. Driver record entries will remain posted on individual driver records for periods as specified below:

(1) Chargeable non-fatal traffic accidents/moving violations - three years.

(2) Non-mandatory suspension or revocation - five years.

(3) Mandatory revocation - seven years.

f. Table 10-1 of this Order indicates point assessment or revocation for certain offenses. Other sentences are not mandatory but represent the maximum authorized, except when the violator is judged to be the proximate cause of an accident resulting in injury or property damage, in which case the points may be doubled. Points may be awarded by Traffic Court for like violations off the Base or Air Station once credible information relating to the violation is received from local law enforcement through PMO.

CODE	VIOLATION	CONSEQUENCE
001	Operating vehicle while under suspension or revocation of driving privileges.	Revoked 2 years, mandatory
002	Manslaughter (or negligent homicide by vehicle) resulting from operation of a motor vehicle.	Revoked 1 year, mandatory
003	Fleeing the scene of an accident (hit and run) involving death or personal injury without rendering aid or reasonable assistance.	Revoked 1 Year, mandatory
004	Driving while impaired (.08% BAC or greater) or for conviction of a lesser offense involving alcohol (.08% BAC or greater).	Revoked 1 Year, mandatory
005	Driving a motor vehicle while a habitual user or under the influence of any narcotic, drug, or other substance.	Revoked 1 Year, mandatory
006	Conviction by courts-martial, civilian court, or NJP for any drug related offense, including drug paraphernalia offenses whether a motor vehicle was involved in the offense or not.	Revoked 1 Year, mandatory
007	Felony involving use of a vehicle, to include assault with a vehicle.	Revoked 1 Year, mandatory
008	Perjury or false statement under oath to responsible officials or under law relating to the ownership or operation of motor vehicles.	Revoked 1 Year, mandatory
009	Unauthorized use of a motor vehicle belonging to another not amounting to a felony.	Revoked 1 Year, mandatory
010	Driving while impaired; refusal to submit to chemical tests (implied consent).	Revoked 1 Year, mandatory

Table 10-1.--Table of Violations and Administrative Actions

CODE	VIOLATION	CONSEQUENCE
011	Reckless driving (willful and wanton disregard for the safety of persons or property), speed contests (drag racing).	6 points & Revoked 6-12 months, Remedial Driver Training mandatory
013	Fleeing the scene of an accident (hit and run) involving damage to the property of another without making identity known.	6 points & revoked, 6 months, mandatory
014	Driving after consuming alcohol while under the age of 21 with a BAC of at least .01%.	6 points & revoked 1 year
015	Incompetent to drive a motor vehicle (mental or physical impairment).	6 points & revoked 6 months
016	Owner, while present, permitting another to operate his/her motor vehicle when impaired (DWI).	6 points & revoked 6 months
017	Committed an offense off Base which would be grounds for suspension/revocation on Base/Station.	6 points, suspension equivalent to civilian statutes
018	Permitted an unlawful or fraudulent use of a driver's license.	6 points & revoked 6 months
019	Fleeing or attempting to elude military or civilian police.	6 points & revoked 6 months
020	Speeding over 20 mph above the posted speed limit.	6 points & revoked 6 months
021	Speeding over 15 but not exceeding 20 mph above the posted speed limit.	5 points, 90 day suspension
022	Speeding 10-15 mph above posted speed limit.	4 points, 30 day suspension
023	Speeding 1-9 mph above posted speed limit.	3 points, 15 day suspension
024	Speeding in a school zone or housing area.	4 points, 30 day suspension
025	Contributing to the cause of an accident resulting in property damage or bodily injury.	4 points, 90 day suspension

Table 10-1.--Table of Violations and Administrative Actions--Continued

CODE	VIOLATION	CONSEQUENCE
026	Speed restrictions to include driving too fast for conditions, spinning wheels, or excessive acceleration.	4 point, 90 day suspension
027	Passing a stopped school bus in the act of discharging or admitting or preparing to discharge or admit passengers.	4 points, 90 day suspension
028	Improper passing or improper lane usage (to include crossing solid yellow lines and passing troops in formation without express permission).	4 points, 60 day suspension
029	Failure to obey traffic signs, signals, devices, or instructions of traffic controlman or road guard.	4 points, 30 day suspension
030	Passing or failure to yield right of way to emergency vehicle giving audible or visual warning.	4 points, 60 day suspension
031	Open alcoholic beverage in passenger compartment of vehicle.	4 points, 60 day suspension
032	Following too closely.	4 points, 30 day suspension
033	Failure to yield right of way (to include traffic protocols).	4 points, 30 day suspension
034	Cellular phone use by driver without hands free device.	4 points, 30 day suspension
035	Allowing an unlicensed person to drive.	4 points, 30 day suspension
036	Operation below the speed limit at such a slow speed as to impede normal and reasonable movement of traffic, unless required for safe emergency operation.	2 points, 30 day suspension
037	Driving while unlicensed.	Revoked 1 year, mandatory
038	Driving on seeded area.	3 points, 15 day suspension

Table 10-1.--Table of Violations and Administrative Actions--Continued

CODE	VIOLATION	CONSEQUENCE
040	Failure to see that an intended move could be made safely (backing, turning, starting, or stopping).	3 points, 15 day suspension
041	Improper turning.	3 points, 15 day suspension
042	Illegal entry; failure to use designated installation entry control points.	3 points, 15 day suspension
043	Failure to maintain proper control of a motor vehicle.	3 points, 15 day suspension
044	Failure to maintain lane.	3 points, 15 day suspension
045	Prohibited Equipment a. First offense, correction made. b. Second offense or correction has not been made.	Warning 3 points, 15 day suspension
046	Failure to signal or give improper signal.	3 points, 15 day suspension
047	Inattention to driving, to include drinking from a container, excessively loud vehicle sound system, viewing video system, or use of headphones (not to include cell phone hands free device).	3 points, 15 day suspension
048	Driving without a valid license in possession.	Revoked 6 months If a valid license is shown in traffic court, 3 points
049	Habitual violation of traffic laws or regulations (accumulation of 4 or more violations within a 13 month period). TRAFFIC COURT USE ONLY	Revoked 6 months
050	Habitual violation of traffic laws or regulations (accumulation of 12 points within 12 months). TRAFFIC COURT USE ONLY	Revoked 6 months

Table 10-1.--Table of Violations and Administrative Actions--Continued

CODE	VIOLATION	CONSEQUENCE
051	Habitual violation of traffic laws or regulations (accumulation of 18 points within 24 months). TRAFFIC COURT USE ONLY	Revoked 6 months
052	Fraudulent application for, use of, or alteration of a state license plate, DoD decal, or pass.	Revoked 6 months, mandatory
053	Failure to appear as cited. TRAFFIC COURT USE ONLY	Revoked 6 months, mandatory
054	Failure to report involvement in an accident.	90 day suspension
055	Third party of command directed traffic violation offense.	As adjudged by Traffic Court Judge
056	No insurance (to include expired insurance).	30 day suspension
057	Throwing litter from vehicle.	Revoked 6 months
058	Expired state registration or inspection/no state registration.	15 day suspension
059	Illegal parking.	As adjudged by Traffic Court Judge
060	Parked in handicap parking without handicap plates or placard.	60 day suspension
061	Violation of any provision of this order not listed in this table.	As adjudged by Traffic Court Judge
062	Driver involved in accident is responsible (used only as additive to points assessed for the specific offense).	1 point

Table 10-1.--Table of Violations and Administrative Actions--Continued

CODE	VIOLATION	CONSEQUENCE
063	Failure to use seatbelts (operator and/or passenger).	2 points, plus one of the following:
	a. First Offense	Mandatory 30 day suspension and remedial driving class
	b. Second Offense	Mandatory 90 day suspension
	c. Third Offense	Mandatory 6 month revocation
064	Senior ranking occupant in government owned vehicle failing to ensure seat belts are in use by all occupants.	2 points, 30 day suspension
065	Operator of privately owned vehicle failing to ensure seat belts are in use by all occupants.	2 points, 30 day suspension
066	Failure to restrain children in approved restraining device.	2 points, 30 day suspension
067	Possession or use of radar detection or jamming device.	3 points, 30 day suspension
068	Discharging a firearm or weapon from a motor vehicle.	Revoked 1 year, mandatory
069	Jaywalking or failure to use available sidewalk or crosswalk	2 points

Table 10-1.--Table of Violations and Administrative Actions--Continued

	SPECIFIC MOTORCYCLE VIOLATIONS	
M01	Reckless driving or grandstanding in any manner. (Example of grandstanding are wheelies, burnouts, back tire raise, clutching brakes and spinning motorcycle in circles, etc.)	6 points & revoked 6 months
M02	Improper passing of other vehicles in same lane on either side or weaving in and out of traffic.	4 points, 60 day suspension
M03	Riding between lanes of moving traffic, riding between lanes of traffic at traffic lights/signs, or riding between the traffic lane and parked vehicles.	3 points, 30 day suspension
M04	Riding more than two abreast in same lane.	3 points, 30 day suspension
M05	Allowing passengers to ride side saddle or allowing passenger to ride without personal protective equipment.	3 points, 30 day suspension
M06	Knowingly violate a motorcycle/moped equipment regulation in this Order.	3 points, 30 day suspension
M07	Carrying items so as to interfere with safe control of motorcycle/moped.	3 points, 30 day suspension
M08	Failing to wear appropriate personal protective equipment.	3 points, 30 day suspension
M09	Operating a motorcycle without a valid Motorcycle Safety Foundation certificate.	3 points, 30 day suspension
M10	Parking a motorcycle or moped in the buffer zone surrounding handicap parking spaces.	60 day suspension

Table 10-1.--Table of Violations and Administrative Actions--Continued

CODE	VIOLATION	CONSEQUENCE
	SPECIFIC TAXI VIOLATIONS	
T01	Cruising for or picking up passengers.	15 day suspension
T02	Carrying more than 5 passengers in a taxi.	15 day suspension
T03	Base permit not displayed in taxi.	15 day suspension
T04	Fare rate not displayed in Taxi.	15 day suspension
T05	A second conviction for any offense T01-T04 within one year of first conviction. TRAFFIC COURT USE ONLY	60 day suspension
T06	First offense of not accepting a fare, not responding to a fare received telephonically, or not answering telephone while first in line.	60 day suspension
T07	Charging more or less than established taxi fare.	60 day suspension
T08	Second conviction of T06 or T07	Revoked 6 months
T09	Operating a Taxi without a valid permit.	Revoked 1 year
T10	Carrying a concealed weapon (except a firearm).	Revoked 1 year
T11	Operating a Taxi after permit has been suspended or revoked and before reinstatement.	Revoked 1 year
T12	Third offense of reckless driving. TRAFFIC COURT USE ONLY	Revoked permanently
T13	Second offense of operating a vehicle under the influence on an intoxicant. TRAFFIC COURT USE ONLY	Revoked permanently
T14	Carrying a concealed firearm.	Revoked permanently

Table 10-1.--Table of Violations and Administrative Actions--Continued