

**The bottom line is...
if you drive a commercial vehicle
in the state of Washington,
you may not possess marijuana in
that vehicle.**

What is a Commercial Vehicle?

RCW 46.32.005

For the purpose of this chapter “commercial motor vehicle” means a self-propelled or towed vehicle used on a highway in interstate or intrastate commerce to transport passengers or property, when the vehicle:

- (1) Has a gross vehicle weight rating or gross combination weight rating or gross weight or gross combination weight of 4,536 kilograms or more (10,001 pounds or more); or
 - (2) Is designed or used to transport more than eight passengers, including the driver, for compensation; or
 - (3) Is designed or used to transport more than fifteen passengers, including the driver, and is not used to transport passengers for compensation; or
 - (4) Is used in transporting materials found by the secretary of transportation to be hazardous under 49 U.S.C. Sec. 5103 and transported in a quantity requiring placarding under regulations prescribed by the secretary under 49 C.F.R., subtitle B, Chapter I, subchapter C.
- A recreational vehicle used for noncommercial purposes is not considered a commercial motor vehicle. “Recreational vehicle” includes a vehicle towing a horse trailer for a noncommercial purpose.

Finding Your Vehicle’s GVWR

The GVWR can be found in several places:

- A label on the inside frame of the driver’s door
- In the engine compartment
- In the owner’s manual or sales brochure

For trailers, you may find a label towards the front of the trailer on the left side.

MFD. BY: _____
DATE OF MFR: MO _____ YR _____
INC. VEH. MFD. BY: _____
DATE OF INC. VEH. MFR: _____
MO _____ YR _____
GVWR: _____ KG (_____ LB)
GAWR-FRONT: _____ KG (_____ LB)
WITH _____ TIRES,
_____ RIMS, @ _____ KPA,
(_____ PSI) COLD
GAWR-REAR: _____ KG (_____ LB)
WITH _____ TIRES,
_____ RIMS, @ _____ KPA,
(_____ PSI) COLD
THIS VEHICLE CONFORMS TO ALL
APPLICABLE U.S.A. FEDERAL MOTOR
VEHICLE SAFETY STANDARDS IN EFFECT IN:
MO _____ YR _____
VEHICLE IDENTIFICATION NUMBER: _____
VEHICLE TYPE: _____

Marijuana and Non-CDL Commercial Trucks



Legal Marijuana

Although Washington State law allows the possession and use of marijuana, federal law continues to prohibit possession and use by commercial motor vehicle operators as defined in the Code of Federal Regulations (CFR).

Further, the CFR states that no driver shall be on duty and possess, be under the influence of or use ... any Schedule I substance. Marijuana and any of its derivatives are Schedule I substances. (49 CFR 392.4; 21 CFR 1308.11)

Washington Administrative Code (WAC) 446.65.010 adopts the CFR into Washington State statute.



Commonly seen CMVs where marijuana possession is prohibited.

