**§392.9 Inspection of cargo, cargo securement devices and systems.**

## Guidance Q&A

***Question 2:*** Does the FMCSA have authority to enforce the safe loading requirements against a shipper that is not the motor carrier?

***Guidance:*** No, unless HM as defined in §172.101 are involved. It is the responsibility of the motor carrier and the driver to ensure that any cargo aboard a vehicle is properly loaded and secured.