§ 378. Additional safety requirements for commercial vehicles and vehicles transporting hazardous materials. 1. Motor vehicles and trailers operated pursuant to or requiring a certificate or permit for the transportation of property or hazardous materials from the interstate commerce commission or the commissioner of transportation and all other motor vehicles and trailers operated for the commercial transportation of property or hazardous materials, in addition to being subject to the provisions of this chapter and regulations promulgated thereunder, are also subject to the provisions of section one hundred forty of the transportation law and safety rules and regulations promulgated thereunder.

2. Vehicles transporting hazardous materials, in addition to being subject to the provisions of this chapter and regulations promulgated thereunder are also subject to the provisions of section fourteen-f of the transportation law and rules and regulations promulgated thereunder.

3. Whenever a vehicle is in violation of a provision of both the vehicle and traffic law and section fourteen-f or section one hundred forty of the transportation law or safety rules and regulations promulgated thereunder, if the offenses arise from the same incident and the elements of both offenses are substantially the same, the alleged violator shall be charged only with the appropriate offense of the transportation law.