

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H2/8/01
A Bill

Act 1706 of 2001
HOUSE BILL 1492

5 By: Representative Hausam
6
7

For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE 27-35-110 TO PROVIDE
10 THAT MOTOR VEHICLES AND TRAILERS WITH OPEN BEDS
11 MANUFACTURED AFTER SEPTEMBER 30, 2001 SHALL COVER
12 THEIR LOADS OF SAND, GRAVEL, OR ROCK; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 TO REQUIRE MOTOR VEHICLES AND TRAILERS
16 MANUFACTURED AFTER SEPTEMBER 30, 2001 TO
17 COVER THEIR LOADS OF SAND, GRAVEL, OR
18 ROCK TO PREVENT SPILLAGE.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. Arkansas Code 27-35-110 is amended to read as follows:

25 27-35-110. Spilling loads on highways prohibited - Covers required for
26 loads of sand, gravel, and rock - Exceptions.

27 (a) No vehicle shall be driven or moved on any highway unless the
28 vehicle is so constructed or loaded as to prevent any of its load from
29 dropping, sifting, leaking, or otherwise escaping therefrom.

30 (b) Sand may be dropped for the purpose of securing traction, or water
31 or other substance may be sprinkled on a roadway in cleaning or maintaining
32 the roadway.

33 (c) ~~No~~ For a motor vehicle or a trailer with an open bed manufactured
34 after September 30, 2001, no sand, gravel, or rock shall be transported on the
35 paved public streets and highways of this state in a motor vehicle or trailer
36 with an open bed unless the open bed is securely covered with a material which

1 will prevent the load from dropping, sifting, leaking, or otherwise escaping
2 therefrom. The cover shall be securely fastened to prevent the covering from
3 becoming loose, detached, or in any manner a hazard to other users of the
4 highway.

5 ~~(d) The covering of loads of sand, gravel, or rock is not required if~~
6 For a motor vehicle or a trailer with an open bed manufactured on or before
7 September 30, 2001, a vehicle with an open bed transporting sand, gravel, or
8 rock is required to be covered as prescribed in subsection (c) of this section
9 unless six (6) inches of freeboard is maintained at the perimeter of the load
10 within the open bed of the vehicle or trailer carrying the load. Measurements
11 are to be taken at the perimeter of the vehicle's or trailer's bed and
12 measured from the top edge of the bed down to the sand, gravel, or rock being
13 transported.

14
15 /s/ Hausam

16
17
18 APPROVED: 4/17/2001
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36