

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Roberts**

A Bill

HOUSE BILL 1408

For An Act To Be Entitled

8 "AN ACT TO PROHIBIT THE TRANSPORTING OF SAND, GRAVEL, OR
9 ROCK IN MOTOR VEHICLES OR TRAILERS WITH AN OPEN BED UNLESS
10 THE OPEN BED IS SECURELY COVERED; AND FOR OTHER PURPOSES."

Subtitle

13 "AN ACT TO PROHIBIT THE TRANSPORTING OF SAND, GRAVEL, OR
14 ROCK IN MOTOR VEHICLES OR TRAILERS WITH AN OPEN BED UNLESS
15 THE OPEN BED IS SECURELY COVERED."

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. (a) No sand, gravel, rock, or other similar loose substance
20 shall be transported on the public streets, roads, or highways of this state
21 in a motor vehicle or trailer with an open bed unless the open bed is securely
22 covered with a material which will prevent the load from spilling, blowing
23 out, or otherwise escaping and being a possible source of danger for other
24 motor vehicles.

25 (b) Any person who operates a motor vehicle in violation of this act
26 shall be guilty of a violation and fined not less than one hundred dollars
27 (\$100.00) nor more than five hundred dollars (\$500.00).

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29 SECTION 2. The provisions of this act shall not apply to persons, firms
30 or corporations which own and operate less than two (2) motor vehicles with
31 open beds or open bed trailers, *nor shall the provisions of this act apply to*
32 *county-owned vehicles traveling within a fifty (50) mile radius of the county*
33 *garage or the location where the particular vehicle is regularly kept.*

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35 SECTION 3. The effective date of this act shall be July 1, 1994.

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SECTION 4. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 6. All laws and parts of laws in conflict with this act are hereby repealed.

/s/J. Roberts

