

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 147

Introduced By: McDonald, 41;
Read first time: January 8, 2007
Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend
2 section 60-6,304, Reissue Revised Statutes of Nebraska; to
3 change a penalty provision with respect to vehicle loads;
4 and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-6,304, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-6,304. (1) No vehicle shall be driven or moved on any
4 highway unless the vehicle is so constructed or loaded as to prevent
5 its contents from dropping, sifting, leaking, or otherwise escaping
6 from the vehicle.

7 (2) No person shall transport any sand, gravel, rock less
8 than two inches in diameter, or refuse in any vehicle on any
9 hard-surfaced state highway if such material protrudes above the sides
10 of that part of the vehicle in which it is being transported unless
11 such material is enclosed or completely covered with canvas or similar
12 covering.

13 (3) No person shall drive or move a motor vehicle, trailer,
14 or semitrailer upon any highway unless the cargo or contents carried
15 by the motor vehicle, trailer, or semitrailer are properly distributed
16 and adequately secured to prevent the falling of cargo or contents
17 from the vehicle. The tailgate, doors, tarpaulins, and any other
18 equipment used in the operation of the motor vehicle, trailer, or
19 semitrailer or in the distributing or securing of the cargo or
20 contents carried by the motor vehicle, trailer, or semitrailer shall
21 be secured to prevent cargo or contents falling from the vehicle. The
22 means of securement to the motor vehicle, trailer, or semitrailer must
23 be either tiedowns and tiedown assemblies of adequate strength or
24 sides, sideboards, or stakes and a rear endgate, endboard, or stakes
25 strong enough and high enough to assure that cargo or contents will
26 not fall from the vehicle.

27 (4) Any person who violates any provision of ~~subsection (2)~~

1 ~~or (3)~~ of this section shall be guilty of a Class IV misdemeanor
2 Sec. 2. Original section 60-6,304, Reissue Revised Statutes
3 of Nebraska, is repealed.