

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 147

FINAL READING

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;
3 to change a penalty provision with respect to vehicle
4 loads; 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
4 any highway unless the vehicle is so constructed or loaded as to
5 prevent its contents from dropping, sifting, leaking, or otherwise
6 escaping from the vehicle.

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

13 (3) No person shall drive or move a motor vehicle,
14 trailer, or semitrailer upon any highway unless the cargo or
15 contents carried by the motor vehicle, trailer, or semitrailer
16 are properly distributed and adequately secured to prevent the
17 falling of cargo or contents from the vehicle. The tailgate, doors,
18 tarpaulins, and any other equipment used in the operation of the
19 motor vehicle, trailer, or semitrailer or in the distributing or
20 securing of the cargo or contents carried by the motor vehicle,
21 trailer, or semitrailer shall be secured to prevent cargo or
22 contents falling from the vehicle. The means of securement to the
23 motor vehicle, trailer, or semitrailer must be either tiedowns and
24 tiedown assemblies of adequate strength or sides, sideboards, or
25 stakes and a rear endgate, endboard, or stakes strong enough and

1 high enough to assure that cargo or contents will not fall from the
2 vehicle.

3 (4) Any person who violates any provision of ~~subsection~~
4 ~~(2) or (3)~~ of this section shall be guilty of a Class IV
5 misdemeanor.

6 Sec. 2. Original section 60-6,304, Reissue Revised
7 Statutes of Nebraska, is repealed.