

SENATE BILL NO. 236—SENATOR MCGINNESS
(BY REQUEST)

MARCH 7, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Requires vehicles transporting certain materials to cover those materials with a tarp. (BDR 43-926)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.
Effect on the State: No.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to motor vehicles; requiring any person driving on a highway with a load which consists of sand, aggregate, rock or gravel to cover the load with a secure covering; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law prohibits a person from driving on a highway with a load unless
2 the load and any covering on it is securely fastened so as not to come loose and be a
3 hazard to other users of the highway. (NRS 484.771) This bill further requires that
4 a person driving on a highway with a load which consists of loose material such as
5 sand, aggregate, rock or gravel shall cover the load with a secure covering such as a
6 tarp. A person who is convicted for violating this provision is guilty of a
7 misdemeanor pursuant to NRS 484.999.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 484.771 is hereby amended to read as follows:
2 484.771 1. No vehicle ~~shall~~ **with a load may** be driven or
3 moved on any highway unless ~~such~~ **the** vehicle is ~~so~~ constructed
4 or loaded **so** as to prevent any of its load from dropping, sifting,
5 leaking or otherwise escaping ~~therefrom,~~ **from the vehicle**, except
6 that sand may be dropped for the purpose of securing traction, or



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1 water or *any* other substance may be sprinkled on a roadway in
2 cleaning or maintaining ~~{such}~~ *the* roadway.

3 2. ~~{No}~~ A person shall *not* operate on ~~{any}~~ *a* highway any
4 vehicle with ~~{any}~~ *a* load unless the load and any covering thereon is
5 securely fastened so as to prevent the covering or load from
6 becoming loose, detached or in any manner a hazard to other users
7 of the highway.

8 3. *A person who operates a vehicle with a load of loose*
9 *material, including, without limitation, sand, aggregate, rock or*
10 *gravel shall cover the load with a secure covering such as a tarp or*
11 *other device.*

