1999 ASSEMBLY BILL 34

January 14, 1999 – Introduced by Representatives SCHNEIDER, BOCK and HUBER. Referred to Committee on Transportation.

1 AN ACT to renumber and amend 348.10 (2); and to create 348.10 (2) (b) and

(c) of the statutes; **relating to:** transporting bulk materials on a highway.

Analysis by the Legislative Reference Bureau

Under current law, no person is permitted to operate a vehicle on a highway unless the vehicle is so constructed and loaded as to prevent its contents from dropping, sifting, leaking or otherwise escaping from the vehicle. A forfeiture of not less than \$10 nor more than \$200 may be imposed for violating this provision.

This bill specifies that a load of bulk material, such as sand, gravel or dirt, that is not in containers must be covered when being transported on a highway to prevent the load from dropping or sifting from the vehicle. Failure to comply with this provision also may result in a forfeiture of not less than \$10 nor more than \$200.

The bill specifies that both of these provisions do not apply to bulk material being applied to a highway for highway construction or maintenance.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 348.10 (2) of the statutes is renumbered 348.10 (2) (a) and amended

4 to read:

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1999 – 2000 Legislature

ASSEMBLY BILL 34

1	348.10 (2) (a) No person shall may operate a vehicle on a highway unless such
2	vehicle is so constructed and loaded as to prevent its contents from dropping, sifting,
3	leaking or otherwise escaping therefrom.
4	SECTION 2. 348.10 (2) (b) and (c) of the statutes are created to read:
5	348.10 (2) (b) Notwithstanding par. (a), no person may operate on a highway
6	a vehicle loaded with bulk material, such as sand, gravel or dirt, that is not in
7	containers unless the vehicle is so loaded and covered as to prevent the load from
8	dropping or sifting from the vehicle.
9	(c) This subsection does not apply to the application of a bulk material to a
10	highway for the purpose of maintenance or construction of the highway.
11	(END)

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