

## 2001 ASSEMBLY BILL 273

March 30, 2001 – Introduced by Representatives AINSWORTH, BERCEAU, BLACK, BOCK, HOVEN, JESKEWITZ, KAUFERT, F. LASEE, MONTGOMERY, OWENS, RHOADES, TOWNSEND and URBAN, cosponsored by Senators COWLES, DARLING and HUELSMAN. Referred to Committee on Transportation.

1     **AN ACT** *to renumber and amend* 348.10 (2); and *to create* 348.10 (2) (b) and  
 2           (c) of the statutes; **relating to:** transporting loads on a highway in vehicles  
 3           equipped with dump bodies and providing a penalty.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, no person may 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 any vehicle that is equipped with a dump body and that is carrying any load extending above the top of the dump body must be covered when being operated on a highway to prevent the load from dropping or sifting from the vehicle. This requirement does not apply to a vehicle temporarily operated on a highway between fields or between a farm and a field. Failure to comply with this provision 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 a vehicle that is applying bulk material to a highway for highway construction or maintenance.

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

4           **SECTION 1.** 348.10 (2) of the statutes is renumbered 348.10 (2) (a) and amended  
 5           to read:

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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 that is equipped with a dump body and that is carrying any load extending  
7 above the top of the dump body unless the vehicle is so loaded and covered as to  
8 prevent the load from dropping or sifting from the vehicle. This paragraph does not  
9 apply to a person while temporarily operating a vehicle on a highway between fields  
10 or between a farm and a field.

11            (c) This subsection does not apply to the application of a bulk material to a  
12 highway for the purpose of maintenance or construction of the highway.

13    (END)