

HOUSE BILL NO. 1441

Introduced by

Representative Onstad

Senator Warner

1 A BILL for an Act to amend and reenact section 39-21-44.1 of the North Dakota Century Code,
2 relating to securing loads on vehicles.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 39-21-44.1 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-21-44.1. Vehicle to be constructed to prevent sifting or leaking loads.**

7 ~~No~~

8 1. A vehicle may not be driven or moved on any highway unless it is so constructed or
9 loaded as to prevent its~~the~~ contents from dropping, sifting, leaking, or otherwise
10 escaping therefrom~~from the vehicle,~~ except that sand may be dropped for the purpose
11 of securing traction, or water or other substance may be sprinkled on a roadway in
12 cleaning or maintaining the roadway. ~~No person~~

13 2. An individual may not operate on any highway any vehicle with any load unless the
14 load and any covering thereon~~on the load~~ is securely fastened so as to prevent
15 said~~the~~ covering or load from becoming loose, detached, or in any manner a hazard to
16 other users of the highway.

17 3. An individual operating a vehicle transporting sand, gravel, aggregate, dirt, lime rock,
18 silica, or similar material on a highway shall ensure that the cargo compartment of the
19 vehicle is securely covered if:

20 a. The vertical distance from the top of an exterior wall of the cargo compartment to
21 the load, when measured downward along the inside surface of the wall, is less
22 than six inches [15.24 centimeters]; or

23 b. The horizontal distance from the top of an exterior wall of the cargo compartment
24 to the load is less than two feet [60.96 centimeters].