

As Amended by House Committee

Session of 2021

SENATE BILL No. 89

By Committee on Agriculture and Natural Resources

1-28

1 AN ACT concerning traffic regulations; relating to size and weight laws;
2 exempting the transport of agricultural forage commodities from the
3 secured loads statute; amending K.S.A. 8-1906 and repealing the
4 existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 8-1906 is hereby amended to read as follows: 8-
8 1906. (a) No vehicle shall be driven or moved on any highway unless such
9 vehicle is so constructed or loaded as to prevent any of its load from
10 dropping, sifting, leaking or otherwise escaping therefrom, except that:

11 (1) This section shall not prohibit the necessary spreading of any
12 substance in highway maintenance or construction operations; and

13 (2) (A) subsections (a) and (c) shall not apply to:

14 (i) Trailers or semitrailers when hauling livestock if such trailers or
15 semitrailers are properly equipped with a cleanout trap and such trap is
16 operated in a closed position unless material is intentionally spilled when
17 the trap is in a closed position; or

18 (ii) *trucks, trailers or semitrailers when hauling agricultural forage*
19 *commodities intrastate from the place of production to a market or place*
20 *of storage or from a place of storage to a place of use. The provisions of*
21 *this clause shall not apply to trucks, trailers or semitrailers hauling:*

22 (a) *Hay bales; or*

23 (b) *other packaged or bundled forage commodities.*

24 (B) Paragraph (2)(A)(i) shall not apply to trailers or semitrailers used
25 for hauling livestock when livestock are not being hauled in such trailers
26 or semitrailers.

27 (b) All trailers or semitrailers used for hauling livestock shall be
28 cleaned out periodically.

29 (c) No person shall operate on any highway any vehicle with any load
30 unless such load and any covering thereon is securely fastened so as to
31 prevent the covering or load from becoming loose, detached or in any
32 manner a hazard to other users of the highway.

33 Sec. 2. K.S.A. 8-1906 is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its
35 publication in the statute book.