

As Amended by House Committee

Session of 2023

HOUSE BILL No. 2160

By Committee on Agriculture and Natural Resources

1-24

1 AN ACT concerning traffic regulations; relating to the secured loading of
2 vehicles; exempting the transport of cotton bales from the secured load
3 requirements under certain conditions; amending K.S.A. 8-1906 and
4 repealing the 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 of
20 storage or from a place of storage to a place of use. The provisions of this
21 clause shall not apply to trucks, trailers or semitrailers hauling:

22 (a) Hay bales; or

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

24 (iii) *trucks, trailers or semitrailers when hauling cotton bales*
25 **transported by the producer intrastate ~~within 150 miles~~ from the place**
26 *of production or storage to a market, place of storage or place of use if:*

27 (a) *Cotton bales are fully loaded from front to back on such truck,*
28 *trailer or semitrailer in a single layer;*

29 (b) *the truck, trailer or semitrailer is equipped with cradles; and*

30 (c) *the truck, trailer or semitrailer is equipped with stakes or side*
31 *posts that are ~~a minimum of four feet~~ not less than 12 inches high.*

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

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

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

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 K.S.A. 8-1906 is hereby repealed.

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