

House Bill 960

By: Representatives McCall of the 90th, James of the 140th, Royal of the 164th, Floyd of the 138th, Hanner of the 159th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated,
2 relating to dimensions and weights of vehicles and loads, so as to change certain provisions
3 relating to securing loads on vehicles; to amend Article 11 of Chapter 6 of Title 40 of the
4 Official Code of Georgia Annotated, relating to miscellaneous provisions of uniform rules
5 of the road, so as to change certain provisions relating to operating vehicle without
6 adequately securing load; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 2 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to
10 dimensions and weights of vehicles and loads, is amended by striking Code Section 32-6-21,
11 relating to securing loads on vehicles, and inserting in lieu thereof the following:

12 "32-6-21.

13 (a) No vehicle shall be driven or moved on any public road unless such vehicle is
14 constructed or loaded or covered so as to prevent any of its load from dropping, escaping,
15 or shifting in such a manner as to create a safety hazard. However, this Code section shall
16 not prohibit the necessary spreading of any substance in public road maintenance or
17 construction operations.

18 (b) No person shall operate or load for operation, on any public road, any vehicle with any
19 load unless such load and any covering thereon is securely fastened so as to prevent said
20 covering or load from becoming loose, detached, or in any manner becoming a hazard to
21 other users of the public road.

22 (c) Nothing in this Code section nor any regulations based thereon shall conflict with
23 federal, Georgia Public Service Commission, or Georgia Board of Public Safety regulations
24 applying to the securing of loads on motor vehicles.

1 (d) ~~This~~ The provisions of subsection (b) of this Code section and regulations based
2 thereon shall not apply to vehicles carrying silage from field to storage and storage to
3 feedlot or vehicles or equipment carrying unginmed cotton."

4 **SECTION 2.**

5 Article 11 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to
6 miscellaneous provisions of uniform rules of the road, is amended by striking Code Section
7 40-6-254, relating to operating vehicle without adequately securing load, and inserting in lieu
8 thereof the following:

9 "40-6-254.

10 No person shall operate any motor vehicle with a load on or in such vehicle unless the load
11 on or in such vehicle is adequately secured to prevent the dropping or shifting of such load
12 onto the roadway in such a manner as to create a safety hazard. Any person who operates
13 a vehicle in violation of this Code section shall be guilty of a misdemeanor."

14 **SECTION 3.**

15 All laws and parts of laws in conflict with this Act are repealed.