

House Engrossed Senate Bill  
vehicle loads; restrictions

State of Arizona  
Senate  
Fifty-sixth Legislature  
Second Regular Session  
2024

**CHAPTER 183**  
**SENATE BILL 1376**

AN ACT

AMENDING SECTION 28-1098, ARIZONA REVISED STATUTES; RELATING TO VEHICLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-1098, Arizona Revised Statutes, is amended to  
3 read:

4 28-1098. Vehicle loads; restrictions; exception; civil  
5 penalties

6 A. For the purpose of highway safety or air pollution prevention, a  
7 person shall not drive or move a vehicle on a highway, **STREET OR ROADWAY**  
8 unless the vehicle is constructed or loaded in a manner to prevent any of  
9 its load from dropping, sifting, leaking or otherwise escaping from the  
10 vehicle, except the following are ~~permitted~~ **ALLOWED**:

11 1. Sufficient sand may be dropped for the purpose of securing  
12 traction.

13 2. Water or another substance may be sprinkled on a roadway in  
14 cleaning or maintaining the roadway.

15 3. Minor pieces of agricultural materials such as leaves and stems  
16 from agricultural loads **OR EQUIPMENT**.

17 B. A person shall not operate a vehicle on a highway, **STREET OR**  
18 **ROADWAY** with a load unless the load and any covering on the load are  
19 securely fastened in a manner to prevent the covering or load from  
20 becoming loose, detached or in any manner a hazard to other users of the  
21 highway, **STREET OR ROADWAY**.

22 **C. THIS SECTION DOES NOT APPLY TO A VEHICLE WHEN THE VEHICLE IS**  
23 **BEING USED FOR AGRICULTURAL PURPOSES ON A FARM.**

24 ~~C.~~ D. If a person is found in violation of this section and the  
25 violation:

26 1. Does not cause any damage or injury and is the person's:

27 (a) First violation in a ~~sixty-month~~ **SIXTY-MONTH** period, the person  
28 is subject to a civil penalty of not more than ~~two hundred fifty dollars~~  
29 **\$250**.

30 (b) Second or subsequent violation in a ~~sixty-month~~ **SIXTY-MONTH**  
31 period, the person is subject to a civil penalty of not more than ~~three~~  
32 ~~hundred fifty dollars~~ **\$350**.

33 2. Results in an accident causing serious physical injury as  
34 defined in section 13-105 to another person, the person is subject to a  
35 civil penalty of not more than ~~five hundred dollars~~ **\$500**.

36 3. Results in an accident causing the death of another person, the  
37 person is subject to a civil penalty of not more than ~~one thousand dollars~~  
38 **\$1,000**.

APPROVED BY THE GOVERNOR MAY 6, 2024.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 6, 2024.