

1 HOUSE BILL NO. 63

2 INTRODUCED BY STANG

3 BY REQUEST OF THE PUBLIC SERVICE COMMISSION

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND CLASS C MOTOR
6 CARRIER CONTRACT PROVISIONS TO REMOVE REFERENCE TO CLASS B
7 CONVERSION; AMENDING SECTION 69-12-302, MCA; AND PROVIDING
8 AN IMMEDIATE EFFECTIVE DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 69-12-302, MCA, is amended to read:

12 ~~"69-12-302. Conditions--resulting--in Class C carrier~~
13 ~~considered-as-Class-B-carrier contract requirements.~~ (1) A
14 Class C motor carrier operating-with may operate under no
15 more than six contracts which--are--in--effect that are
16 effective at any given time, and each of-which-are contract
17 must be effective for a minimum of 180 days ~~is-considered-to~~
18 ~~be--operating--as--a---Class---B---motor---carrier.~~ Before
19 transportation service may commence, pertinent contract
20 information ~~shall~~ must be furnished to the commission for
21 each contract on forms prescribed by the commission. The
22 commission shall retain a duplicate of the information in
23 its files, and a copy of the form, confirmed by the
24 commission, must be kept in the cab of the motor carrier
25 when operating under that contract.

1 (2) All Class C motor carriers ~~must~~ shall annually
2 submit to the commission the names and addresses of all
3 persons, corporations, or other legal entities with whom the
4 Class C carrier has executed a contract, charter, agreement,
5 or undertaking for the distribution, delivery, or collection
6 of wares, merchandise, or commodities or for transporting
7 persons.

8 (3) The provisions of this section ~~shall~~ do not apply
9 to solid waste contractors, household goods carriers, or
10 house movers, as defined by the department of public service
11 regulation, or any carrier whose authority is limited to the
12 pickup and delivery of property and is confined by
13 certificate to transportation within a distance of 50 miles
14 or less from a particular location. ~~Any A~~ carrier whose
15 property authority is incidental to the transportation of
16 persons is not included in the exemption under this
17 subsection."

18 NEW SECTION. **Section 2.** Effective date. [This act] is
19 effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

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SECOND READING

-2-

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BY REQUEST OF THE PUBLIC SERVICE COMMISSION

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND CLASS C MOTOR CARRIER CONTRACT PROVISIONS TO REMOVE REFERENCE TO CLASS B CONVERSION; AMENDING SECTION 69-12-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 69-12-302, MCA, is amended to read:

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(2) All Class C motor carriers must shall annually submit to the commission the names and addresses of all persons, corporations, or other legal entities with whom the Class C carrier has executed a contract, charter, agreement, or undertaking for the distribution, delivery, or collection of wares, merchandise, or commodities or for transporting persons.

(3) The provisions of this section shall do not apply to solid waste contractors, household goods carriers, or house movers, as defined by the department of public service regulation, or any carrier whose authority is limited to the pickup and delivery of property and is confined by certificate to transportation within a distance of 50 miles or less from a particular location. Any A carrier whose property authority is incidental to the transportation of persons is not included in the exemption under this subsection."

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THIRD READING

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