## HOUSE BILL NO. 63

## INTRODUCED BY STANG BY REQUEST OF THE PUBLIC SERVICE COMMISSION

	IN THE HOUSE
DECEMBER 31, 1990	INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.
JANUARY 7, 1991	FIRST READING.
FEBRUARY 6, 1991	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 7, 1991	PRINTING REPORT.
FEBRUARY 8, 1991	SECOND READING, DO PASS.
FEBRUARY 9, 1991	ENGROSSING REPORT.
FEBRUARY 11, 1991	THIRD READING, PASSED. AYES, 99; NOES, 0.
	TRANSMITTED TO SENATE.
	IN THE SENATE
FEBRUARY 12, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.
	FIRST READING.
MARCH 13, 1991	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 15, 1991	SECOND READING, CONCURRED IN.
MARCH 16, 1991	THIRD READING, CONCURRED IN. AYES, 49; NOES, 0.
	RETURNED TO HOUSE.
	IN THE HOUSE
MARCH 18, 1991	RECEIVED FROM SENATE.
	SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

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. Conditionsresultingin 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	beoperatingasaClassBmotorcarrier. 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.
- (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 pickup and delivery of property and is confined by 12 certificate to transportation within a distance of 50 miles 13 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."
- NEW SECTION. **Section 2.** Effective date. [This act] is effective on passage and approval.

-End-

## APPROVED BY COMMITTEE ON HIGHWAYS & TRANSPORTATION

HOUSE BILL NO. 63
INTRODUCED BY STANG

when operating under that contract.

BY REQUEST OF THE PUBLIC SERVICE COMMISSION

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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."

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

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

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



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

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

-End-

SECOND READING

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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. Conditionsresultingin Class C carries
13	considered-as-Class-B-carrier contract requirements. (1)
14	Class C motor carrier operating-with may operate under no
15	more than six contracts which-are-ineffect 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	beoperatingasa@lassBmotorcarrier. 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 is
23	its files, and a copy of the form, confirmed by the
24	commission, must be kept in the cab of the motor carries
25	when operating under that contract.

when operating under that contract.

(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."

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

-End-

THIRD READING

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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	
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.1	Section 1. Section 69-12-302, MCA, is amended to read:
. 2	"69-12-302. Conditionsresultingin Class C carrier
. 3	considered-as-Class-B-carrier contract requirements. (1) A
. 4	Class C motor carrier operating-with may operate under no
.5	more than six contracts whichareineffect that are
16	effective at any given time, and each of-which-are contract
L7	must be effective for a minimum of 180 days is-considered-to
18	beoperatingasaClassBmotorcarrier. 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.

HOUSE BILL NO. 63

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.
В	(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

-End-

property authority is incidental to the transportation of

persons is not included in the exemption under this

NEW SECTION. Section 2. Effective date. [This act] is

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16 17

18 19 subsection."

effective on passage and approval.