CHAPTER NO. 430

HOUSE BILL NO. 15

INTRODUCED BY QUILICI

BY REQUEST OF THE DEPARTMENT OF PUBLIC SERVICE REGULATION

IN THE HOUSE

January 4, 1979	Introduced and referred to Committee on Business and Industry.
January 6, 1979	On motion, joint rule 6-6 suspended and sponsor's signature allowed to be added to prefiled bill.
January 11, 1979	Committee recommend bill do pass. Report adopted.
January 12, 1979	Printed and placed on members' desks.
	On motion rules suspended and bill placed on second reading this day.
	Second reading, do pass.
	On motion rules suspended and bill placed on third reading this day.
	Third reading, passed. Engrossed before transmitted. Transmitted to second house.
IN THE SENA	ATE
January 15, 1979	Introduced and referred to Committee on Business and Industry.
March 1, 1979	Rereferred to Committee on Highways and Transportation.
March 19, 1979	Committee recommend bill be concurred in. Report adopted.

March 21, 1979

March 23, 1979

Second reading, concurred in. Third reading, concurred in.

IN THE HOUSE

March 24, 1979

Returned from second house. Concurred in. Sent to enrolling.

Reported correctly enrolled.

HOUSE BILL NO. 15 1 2 INTRODUCED BY BY REQUEST OF THE DEPARTMENT з OF PUBLIC SERVICE REGULATION 4 5 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 7 69-14-311. MCA. TO REVISE AND CLARIFY THE PROCEDURES FOR 8 REVISION OF CLASSIFICATIONS, RATES, AND RULES OF SERVICE BY 9 RAILROADS." 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 12 Section 1. Section 69-14-311, MCA, is amended to read: #69-14-311. Procedure to alter classifications, rates, 13 and rules of service. (1) The commission shall have the 14 power from time to time to change, alter, amend, or abolish 15 16 any classification or rate established by it when deemed 17 necessary, as hereinafter provided. (2) No change or revision of any rate, charge, 18 classification. or rule of service contained in any tariff. 19 classification, or rule of a railroad shall be made by any 20 railroad without first obtaining approval therefor from the 21 22 commission. Such changes or revisions shall be made by

23 either of the methods hereinafter set forth:

24 (a) The railroad shall file an application with the25 commission describing the nature and extent of the change,

alteration, or cancellation of the rate, classification, or 1 rule sought, and the commission shall thereafter give not 2 less than 10 days' notice. in the manner determined by the 3 commission as most likely to give notice to the persons to 4 be affected, of the time and place of public hearing to be held on the application by the commission, at which time and 6 7 place the public generally or any person, firm, or corporation shall have an opportunity to present such facts. A information, or statistics as shall be pertinent to the Q. 10 hearing then being held.

(b) The railroad shall file with the commission the 11 tariff sheet or sheets containing such changes or revisions, 12 plainly stating the changes or revisions to be made. 13 Whenever increased rates or charges will result. the 14 proposed tariff sheets shall be accompanied at the time of 15 16 filing by supporting testimony and exhibits prepared by the 17 railroad, Additional testimony and exhibits may be submitted 18 before or during the bearing provided for in 69-14-312, and 19 pay be submitted after the bearing with the approval of the 20 commission. The public shall be provided with such notice of 21 the proposed changes or revisions as the commission shall. 22 by rule, require. The tariff sheet or sheets containing such 23 changes or revisions shall be deemed-approved-and--effective 24 38--days--bftar--the--same--are--filady--unless-the-proposed 25 revisions-or-changes-are--suspended--or--disailowed--by--the

LC 0318/01

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12	and-exhibits-must-be-filed-with-the-complesion-30-days-ofter
13	the effective date of such suspension - Such - testimony - and
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-End-

46th Legislature

Approved by Committee on <u>Business and Industry</u>

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4	OF PUBLIC SERVICE REGULATION
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7 69-14-311, MCA, TO REVISE AND CLARIFY THE PROCEDURES FOR 8 REVISION OF CLASSIFICATIONS, RATES, AND RULES OF SERVICE BY 9 RAILROADS."

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18 (2) No change or revision of any rate, charge, 19 classification, or rule of service contained in any tariff, 20 classification, or rule of a railroad shall be made by any 21 railroad without first obtaining approval therefor from the 22 commission. Such changes or revisions shall be made by 23 either of the methods hereinafter set forth:

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11 (b) The railroad shall file with the commission the 12 tariff sheet or sheets containing such changes or revisions, 13 plainly stating the changes or revisions to be made. 14 <u>Whenever_increased_rates_or_charges_will_result+_the</u> 15 proposed__tariff__sheets_shall_be_accompanied_at_the_time_of 16 filing by supporting testimony and exhibits prepared by the 17 railroad. Additional_testimony_and_exhibits_may_be_submitted 18 before or during the hearing provided for in 69-14-312 and may be submitted after the hearing with the approval of the 19 commission. The public shall be provided with such notice of 20 21 the proposed changes or revisions as the commission shall, 22 by rule, require. The tariff sheet or sheets containing such 23 changes or revisions shall be deemed-approved-and--effective 24 38--days--after--the--same--are--filedy--unless-the-proposed 25 revisions-or-changes-are--suspended--or--disallowed--by--the

-2- SECOND READING HB 15

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THIRD READING

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REFERENCE BILL

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