

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 SENATE

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

Second reading, concurred in.

March 23, 1979

Third reading, concurred in.

IN THE HOUSE

March 24, 1979

Returned from second house.  
Concurred in. Sent to enrolling.  
Reported correctly enrolled.

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 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."

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

12            Section 1. Section 69-14-311, MCA, is amended to read:

13            "69-14-311. Procedure to alter classifications, rates,  
 14 and rules of service. (1) The commission shall have the  
 15 power from time to time to change, alter, amend, or abolish  
 16 any classification or rate established by it when deemed  
 17 necessary, as hereinafter provided.

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:

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

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

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 ~~Whenever increased rates or charges will result, the~~  
 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~~  
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 22 ~~by rule, require. The tariff sheet or sheets containing such~~  
 23 ~~changes or revisions shall be deemed approved and effective~~  
 24 ~~30 days after the same are filed, unless the proposed~~  
 25 ~~revisions or changes are suspended or disallowed by the~~

1 ~~commission prior to the expiration of the 30 day period~~  
2 ~~filed with the commission 45 days before the proposed~~  
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Approved by Committee  
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