

CHAPTER NO. 31

HOUSE BILL NO. 18

INTRODUCED BY TROPILA

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 Pre-Filed bill.
January 15, 1979	Committee recommend bill do pass as amended and be placed on Consent Calendar. Report adopted.
January 16, 1979	Printed and placed on members' desks.
January 18, 1979	Third Reading Consent Calendar passed. Transmitted to Second House.

IN THE SENATE

January 19, 1979	Introduced and referred to Committee on Highways and Transportation.
February 1, 1979	Committee recommend bill be concurred in. Report adopted.
February 3, 1979	Second Reading, concurred in.
February 6, 1979	Third Reading, concurred in.

IN THE HOUSE

February 7, 1979	Returned from Second House. Concurred in. Sent to enrolling. Reported correctly enrolled.
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 2 INTRODUCED BY _____
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 4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 6 69-12-327, MCA, TO REVISE THE PROCEDURE TO REVOKE A MOTOR
 7 CARRIER CERTIFICATE; PROVIDING FOR AN ORDER TO SHOW CAUSE
 8 AND FOR REVOCATION WITHOUT HEARING IN CASE OF FAILURE TO
 9 SHOW CAUSE."
 10
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 12 Section 1. Section 69-12-327, MCA, is amended to read:
 13 "69-12-327. Revocation of certificate or privilege --
 14 ~~hearing--required right of review. (1) The commission may at~~
 15 ~~any time by its order duly entered, suspend, revoke, alter,~~
 16 ~~or amend any certificate or privilege issued under the~~
 17 ~~provisions of this chapter after a hearing had upon~~
 18 ~~reasonable notice to the holder of any certificate or~~
 19 ~~privilege hereunder, with an opportunity to such holder to~~
 20 ~~be heard and at which it shall appear that such holder~~
 21 ~~violated, violates, or refuses to observe any of the~~
 22 ~~commission's orders or rules or any provision of this~~
 23 ~~chapter. If it appears that a certificate holder is~~
 24 ~~violating or refusing to observe any of the commission's~~
 25 ~~orders or rules or any provision of Title 69, as amended.~~

1 ~~the commission may issue an order to the certificate holder~~
 2 ~~to show cause why the certificate should not be revoked. If~~
 3 ~~the certificate holder fails to show cause as ordered by the~~
 4 ~~commission, the certificate may be revoked without a~~
 5 ~~hearing. If the holder does show cause, the Commission may:~~
 6 ~~(a) dismiss the proceeding, notifying the holder that~~
 7 ~~the certificate is not revoked; or~~
 8 ~~(b) hold a hearing on the question of revocation,~~
 9 ~~notifying the holder of the time and place for the hearing.~~
 10 (2) The holder of any such certificate or privilege
 11 shall have all rights of rehearing and review as to such
 12 order of the commission as is provided in this chapter."

-End-

Approved by Committee
on Business and Industry

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