

CHAPTER NO. 500.

HOUSE BILL NO. 688

INTRODUCED BY MANNING, MANUEL, HURWITZ

IN THE HOUSE

February 9, 1979	Introduced and referred to Committee on Business and Industry.
February 16, 1979	Committee recommend bill do pass as amended. Report adopted.
February 19, 1979	Printed and placed on members' desks.
February 21, 1979	Second reading, do pass.
February 22, 1979	Considered correctly engrossed. Third reading, passed. Transmitted to second house.

IN THE SENATE

February 23, 1979	Introduced and referred to Committee on Highways and Transportation.
March 13, 1979	Committee recommend bill be concurred in as amended. Report adopted.
March 15, 1979	Motion pass consideration.
March 16, 1979	Second reading, concurred in.
March 19, 1979	Third reading, concurred in as amended.

IN THE HOUSE

March 20, 1979	Returned from second house. Concurred in as amended.
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March 21, 1979

On motion consideration passed
until the 71st Legislative Day.

March 30, 1979

Second reading, amendments
adopted.

March 31, 1979

Third reading, amendments
adopted. Sent to enrolling.

Reported correctly enrolled.

1 *House* BILL NO. *688*
 2 INTRODUCED BY *Manning Manuel*
 3 *Reid*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THAT THE
 5 COST OF GIVING NOTICE OF HEARINGS UNDER THE PUBLIC UTILITY,
 6 MOTOR CARRIER, AND RAILROAD LAWS SHALL BE PAID BY THE
 7 AFFECTED UTILITY, CARRIER, OR RAILROAD; AMENDING SECTIONS
 8 69-3-204 AND 69-12-423, MCA."

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

11 Section 1. Section 69-3-204, MCA, is amended to read:

12 "69-3-204. Fees to be charged by commission. (1) The
 13 public service commission shall, except as otherwise
 14 provided by law, require and receive fees before filing
 15 annual reports, schedules, and supplements of these and
 16 shall require and receive fees for copies of orders,
 17 documents, classifications, blank forms, and other
 18 instruments prepared by it or on file in its office, unless
 19 provided by law to be furnished free of charge, under the
 20 following schedule:

- 21 (a) filing annual reports, each.....\$ 5.00;
- 22 (b) classification for public utilities, each..\$ 1.50;
- 23 (c) for blank forms of annual reports for utilities...
 24

25 ~~(2) The commission shall require and receive an~~

1 ~~additional sum to be set by the commission to pay the cost~~
 2 ~~of publishing notice of hearing as required by this chapter.~~

3 ~~(2)(3) This section does not require or authorize the~~
 4 ~~public service commission to collect fees for the filing of~~
 5 ~~annual reports, schedules, and supplements of these which~~
 6 ~~relate solely to interstate commerce."~~

7 Section 2. Section 69-12-423, MCA, is amended to read:

8 "69-12-423. Fees to be charged by commission. (1) The
 9 public service commission shall, except as otherwise
 10 provided by law, require and receive fees before filing
 11 annual reports, tariffs, schedules, and supplements of these
 12 and shall require and receive fees for copies of orders,
 13 documents, classifications, blank forms, and other
 14 instruments prepared by it or on file in its office, unless
 15 provided by law to be furnished free of charge, under the
 16 following schedule:

- 17 (a) filing annual reports, each.....\$ 5.00;
- 18 (b) filing tariffs, time schedules, and supplements
 19 thereto, each
- 20 (c) for issuing certificates of public convenience and
 21 necessity to motor carriers, each.....\$ 2.00;
- 22 (d) classification for motor carriers, each....\$.50;
- 23 (e) for a copy of the rules for motor carriers and
 24 blank forms of annual reports for common carriers..... cost.

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-2- *HB 688*
 INTRODUCED BILL

1 additional sum to be set by the commission to pay the cost
2 of publishing such notice of hearing as may be required by
3 this chapter--except--for--notice--published--pursuant--to
4 69-12-311 through 69-12-313.

5 (3) This section does not require or authorize the
6 public service commission to collect fees for the filing of
7 annual reports, tariffs, schedules, and supplements of these
8 which relate solely to interstate commerce."

9 NEW SECTION. Section 3. Fees to be charged by
10 commission. The commission shall require and receive a fee
11 from the affected railroad to pay the cost of publishing
12 notice of hearing as required by [Title 69, chapter 14].

13 Section 4. Codification. It is intended that section 3
14 be codified as an integral part of Title 69, chapter 14, and
15 the provisions of Title 69, chapter 14, apply to section 3.

-End-

STATE OF MONTANA

Request No. 348-79

FISCAL NOTE

Form BD-15

In compliance with a written request received February 13, 1979, there is hereby submitted a Fiscal Note for House Bill 688 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

A proposal to enable the PSC to require and receive an additional sum from the public utilities, motor carriers and railroads to pay the costs of publishing legal notices.

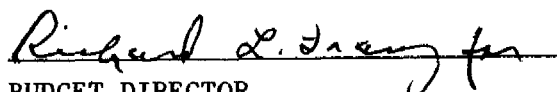
ASSUMPTION:

The Public Service Commission (PSC) will retain jurisdiction over the present number of motor carriers, railroads and public utilities and will receive approximately the same number of applications.

FISCAL IMPACT:

	<u>FY 80</u>	<u>FY 81</u>
Revenue under current law	\$ 250	\$ 250
Revenue under proposed law	17,000	18,020
Additional revenue under proposed law	<u>\$16,750</u>	<u>\$17,770</u>

The additional revenue will be deposited into the State General Fund.


BUDGET DIRECTOR
Office of Budget and Program Planning
Date: 2/12/79

Approved by Committee
on Business and Industry

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 20 following schedule:

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- 23 (c) for blank forms of annual reports for utilities...
- 24 cost.

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9 NEW SECTION. Section 3. Fees to be charged by
10 commission. The commission shall require and receive a fee
11 from the affected railroad to pay the cost of publishing
12 notice of hearing as required by [Title 69, chapter 14].

13 Section 4. Codification. It is intended that section 3
14 be codified as an integral part of Title 69, chapter 14, and
15 the provisions of Title 69, chapter 14, apply to section 3.

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March 13, 1979

SENATE STANDING COMMITTEE REPORT
(Highways and Transportation)

That House Bill No. 688 be amended as follows:

1. Page 3, line 2.
Following: "notice"
Strike: "of hearing"