

# CHAPTER NO. 448.

HOUSE BILL NO. 707

INTRODUCED BY SOUTH

## IN THE HOUSE

February 9, 1979	Introduced and referred to Committee on Local Government.
	Rereferred to Committee on Business and Industry.
February 16, 1979	Committee recommend bill do pass as amended. Report adopted.
February 17, 1979	Printed and placed on members' desks.
February 20, 1979	Second reading, do pass.
February 21, 1979	Considered correctly engrossed.
	Third reading, passed. Transmitted to second house.

## IN THE SENATE

February 22, 1979	Introduced and referred to Committee on Local Government.
March 16, 1979	Committee recommend bill be concurred in. Report adopted.
March 19, 1979	Motion pass consideration.
March 20, 1979	Second reading, concurred in.
March 22, 1979	Third reading, concurred in.

## IN THE HOUSE

March 22, 1979	Returned from second house. Concurred in. Sent to enrolling.
	Reported correctly enrolled.

1 House BILL NO. 707  
2 INTRODUCED BY South

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROTECT PRIVATE  
5 MOTOR CARRIERS AUTHORIZED BY THE PUBLIC SERVICE COMMISSION  
6 TO PROVIDE GARBAGE AND SOLID WASTE SERVICES TO A  
7 MUNICIPALITY FROM COMPETITION FROM OR REPLACEMENT BY PUBLIC  
8 SERVICES WITHOUT FAIR COMPENSATION FOR EQUIPMENT OR WITHOUT  
9 A DELAYED EFFECTIVE DATE."

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

12                   Section 1. Protection of private waste disposal  
13                   service in municipality. A municipality that receives  
14                   garbage and solid waste disposal services from a private  
15                   motor carrier authorized by the public service commission to  
16                   provide such service may not provide competitive or similar  
17                   garbage and solid waste service unless the municipality pays  
18                   the private motor carrier fair market value for his  
19                   equipment or unless the municipality delays commencing the  
20                   public service for a period of 5 years from the date of the  
21                   decision by the municipality to provide the garbage and  
22                   solid waste services.

-End-

HB 707  
INTRODUCED BILL

Approved by Committee  
on Business and Industry

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4   A BILL FOR AN ACT ENTITLED: "AN ACT TO PROTECT PRIVATE  
5   MOTOR CARRIERS AUTHORIZED BY THE PUBLIC SERVICE COMMISSION  
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8   SERVICES WITHOUT FAIR COMPENSATION FOR EQUIPMENT OR WITHOUT  
9   A DELAYED EFFECTIVE DATE."

10  
11   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
12       Section 1. Protection of private waste disposal  
13   service in municipality. A municipality AS OF JANUARY 1,  
14   1979, that receives garbage and solid waste disposal  
15   services from a private motor carrier authorized by the  
16   public service commission to provide such service may not  
17   provide competitive or similar, BY ORDINANCE OR OTHERWISE,  
18   ELECT TO PROVIDE EXCLUSIVE garbage and solid waste service  
19   unless the municipality pays the private motor carrier fair  
20   market value for his equipment or unless the municipality  
21   delays commencing the public service for a period of 5 years  
22   from the date of the decision by the municipality to provide  
23   the garbage and solid waste services. THE PRIVATE MOTOR  
24   CARRIER SHALL BE GIVEN NOTICE OF THE DECISION BY THE  
25   MUNICIPALITY TO PROVIDE EXCLUSIVE GARBAGE AND SOLID WASTE

1   SERVICES NO LATER THAN 10 DAYS AFTER THE DECISION HAS BEEN  
2   MADE BY THE MUNICIPALITY.

-End-

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