

HOUSE BILL NO. 57

INTRODUCED BY GILBERT

IN THE HOUSE

January 7, 1985	Introduced and referred to Committee on Highways and Transportation.
January 30, 1985	Committee recommend bill do pass. Report adopted. Bill printed and placed on members' desks.
February 1, 1985	Second reading, do pass. Considered correctly engrossed.
February 2, 1985	Third reading, passed. Ayes, 91; Noes, 0. Transmitted to Senate.

IN THE SENATE

February 6, 1985	Introduced and referred to Committee on Highways and Transportation.
March 13, 1985	Committee recommend bill be concurrred in. Report adopted.
March 15, 1985	Second reading, concurrred in.
March 18, 1985	Third reading, concurrred in. Ayes, 46; Noes, 1. Returned to House.

IN THE HOUSE

March 19, 1985	Received from Senate. Sent to enrolling. Reported correctly enrolled.
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3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REMOVE THE DRIVER
 5 CONTROL REQUIREMENT FROM TRUCK LEASING AGREEMENTS; AMENDING
 6 SECTION 69-12-611, MCA."

7
 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 69-12-611, MCA, is amended to read:
 10 "69-12-611. Leasing of power equipment. (1) All Class
 11 A, B, C, and D carriers subject to the jurisdiction of the
 12 commission may lease power equipment for the purpose of
 13 performing transportation movements within the state. The
 14 leasing of such power units must be in writing.

15 (2) All leases must contain:

16 (a) the full names and addresses of negotiating
 17 parties;

18 (b) a complete description of each vehicle involved;

19 (c) provision that the sole possession,
 20 responsibility, control, and direction of each vehicle and
 21 its-driver resides with the lessee for the entire term of
 22 the lease;

23 (d) provision that the lessee assumes full
 24 responsibility for all regulatory fees;

25 (e) amount of compensation to be paid for use of the

1 vehicle while under the lease and the method by which such
 2 compensation is determined;

3 (f) the renewal conditions of the lease, if any; and

4 (g) the term length of the lease.

5 (3) A copy of the lease must be maintained in each
 6 leased vehicle at all times. Each power unit so leased must
 7 display in a conspicuous place on both sides of such vehicle
 8 the identity and address of the lessor and lessee and the
 9 certificate number under which the power unit is operating.

10 (4) The leasing of power units by an authorized
 11 carrier to a noncertificated carrier is prohibited."

12 NEW SECTION. Section 2. Extension of authority. Any
 13 existing authority of the public service commission to make
 14 rules on the subject of the provisions of this act is
 15 extended to the provisions of this act.

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

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SECOND READING
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