

HOUSE BILL NO. 58

1/07 Introduced
1/07 Referred to Highways & Transportation
1/08 Hearing
1/18 Committee Report-Bill Pass As Amended
1/19 2nd Reading Pass
1/21 3rd Reading Pass

Transmitted to Senate

1/22 Referred to Highways & Transportation
1/29 Hearing
1/31 Tabled in Committee

1 HOUSE BILL NO. 58
2 INTRODUCED BY GILBERT
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE
5 EXEMPTION FROM MOTOR CARRIER REGULATIONS FOR CERTAIN TYPES
6 OF LIVESTOCK HAULING; AMENDING SECTION 69-12-405, MCA."
7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
9 Section 1. Section 69-12-405, MCA, is amended to read:
10 "69-12-405. Transportation of livestock. (1) Except as
11 provided in subsection (2), a person, corporation,
12 association or its officers, agents, employees, or servants
13 may not operate any motor vehicle or combination of vehicles
14 in the commercial transportation of livestock for hire
15 without having first obtained a Class B certificate of
16 public convenience and necessity from the commission.
17 (2) (a) The provisions of this section shall not apply
18 to the gratuitous transportation of livestock by motor
19 carrier by a bona fide farmer, rancher, or raiser of
20 livestock in his own vehicle or vehicles or when such
21 farmer, rancher, or raiser of livestock provides
22 transportation for the livestock of another farmer, rancher,
23 or raiser of livestock between farm and farm, ranch and
24 ranch, or pasture and pasture ~~or-to-a-point~~.
25 (b) Any commercial transportation movement of

1 livestock in any motor vehicle having a cargo bed of 22 feet
2 in length or less shall be deemed exempt from the provisions
3 of this section.
4 (3) As used in this section, "gratuitous
5 transportation of livestock" means:
6 (a) service for which the transporter receives no
7 compensation; or
8 (b) service for which the livestock owner reimburses
9 the transporter in money or in kind for only his fuel and
10 expenses associated with the transportation."
11 NEW SECTION. Section 2. Extension of authority. Any
12 existing authority of the public service commission to make
13 rules on the subject of the provisions of this act is
14 extended to the provisions of this act.

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

HOUSE BILL NO. 58

INTRODUCED BY GILBERT

A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE
EXEMPTION FROM MOTOR CARRIER REGULATIONS FOR CERTAIN TYPES
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without having first obtained a Class B certificate of
public convenience and necessity from the commission.

(2) (a) The provisions of this section shall not apply
to the gratuitous transportation of livestock by motor
carrier by a bona fide farmer, rancher, or raiser of
livestock in his own vehicle or vehicles or when such
farmer, rancher, or raiser of livestock provides
transportation for the livestock of another farmer, rancher,
or raiser of livestock;

(I) between farm and farm, ranch and ranch, or pasture
and pasture; OR

(II) or-to-a-point TO A POINT.

(b) Any commercial transportation movement of
livestock in any motor vehicle having a cargo bed of ~~22~~ 24
feet in length or less shall be deemed exempt from the
provisions of this section.

(3) As used in this section, "gratuitous
transportation of livestock" means:

(a) service for which the transporter receives no
compensation; or

(b) service for which the livestock owner reimburses
the transporter in money or in kind for only his fuel and
expenses associated with the transportation."

NEW SECTION. Section 2. Extension of authority. Any
existing authority of the public service commission to make
rules on the subject of the provisions of this act is
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-End-

SECOND READING



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 15 without having first obtained a Class B certificate of
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17 (2) (a) The provisions of this section shall not apply
 18 to the gratuitous transportation of livestock by motor
 19 carrier by a bona fide farmer, rancher, or raiser of
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 21 farmer, rancher, or raiser of livestock provides
 22 transportation for the livestock of another farmer, rancher,
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1 (II) or-to-a-point TO A POINT.
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6 (3) As used in this section, "gratuitous
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8 (a) service for which the transporter receives no
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10 (b) service for which the livestock owner reimburses
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 12 expenses associated with the transportation."

13 NEW SECTION. Section 2. Extension of authority. Any
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 15 rules on the subject of the provisions of this act is
 16 extended to the provisions of this act.

-End-

THIRD READING

