

SENATE BILL NO. 318

2/02 Introduced  
2/04 Referred to Business & Industry  
2/12 Hearing  
2/16 Adverse Committee Report  
2/18 Bill Killed

1 Senate BILL NO. 318  
2 INTRODUCED BY Keating

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT GRANTING AUTHORITY TO  
5 THE PUBLIC SERVICE COMMISSION TO ALLOW CLOSURE OF CERTAIN  
6 RAILROAD FACILITIES NOT REQUIRED BY THE PUBLIC CONVENIENCE  
7 AND NECESSITY; AMENDING SECTION 69-14-202, MCA."

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

10 Section 1. Section 69-14-202, MCA, is amended to read:  
11 "69-14-202. Duty to furnish shipping and passenger  
12 facilities. ~~{}~~ Every person, corporation, or association  
13 operating a railroad in the state shall maintain and staff  
14 facilities for shipment and delivery of freight and shall  
15 ship and deliver freight and accommodate passengers in at  
16 least one location, preferably the county seat, in each  
17 county through which the line of the railway passes and at  
18 any point upon the line of such railway where ~~there is a~~  
19 ~~city or town having a population, according to the last~~  
20 ~~federal census, of not less than 1,000, provided, however,~~  
21 ~~that this section shall not require the maintenance and~~  
22 ~~staffing of such facilities in any county or at any city or~~  
23 ~~town in which such facilities were not maintained and~~  
24 ~~staffed on July 1, 1969.~~ such facilities were maintained and  
25 staffed on January 1, 1985. However, if a person,

1 corporation, or association operating a railroad  
2 demonstrates to the public service commission, following an  
3 opportunity for a public hearing, that a facility is not  
4 required for public convenience and necessity, the  
5 commission shall authorize the closure, consolidation, or  
6 centralization of the facility.

7 ~~{}~~ ~~Nothing in this section authorizes the~~  
8 ~~discontinuance of any facility presently established in any~~  
9 ~~city, town, or other location having a population of less~~  
10 ~~than 1,000 without a hearing before the public service~~  
11 ~~commission, as provided by law.~~

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-

