# HOUSE BILL NO. 332

INTRODUCED BY J. BROWN

## IN THE HOUSE

JANUARY 20, 1987	INTRODUCED	AND	REFERRED	то	COMMITTEE
	ON BUSINES	S& 3	LABOR.		

JANUARY 29, 1987 COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.

JANUARY 30, 1987 PRINTING REPORT.

JANUARY 31, 1987 SECOND READING, DO PASS.

FEBRUARY 2, 1987 ENGROSSING REPORT.

THIRD READING, PASSED.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 3, 1987 INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.

- FEBRUARY 18, 1987 COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
- FEBRUARY 20, 1987 ON MOTION, CONSIDERATION PASSED FOR THE DAY.
- MARCH 2, 1987 SECOND READING, CONCURRED IN.
- MARCH 4, 1987 THIRD READING, CONCURRED IN. AYES, 49; NOES, 1.

RETURNED TO HOUSE.

### IN THE HOUSE

MARCH 5, 1987 RECEIVED FROM SENATE.

SENT TO ENROLLING.

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LC 1405/01

House BILL NO. 332 1 INTRODUCED BY 9. Brown 2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE PUBLIC
5 SERVICE COMMISSION TO ISSUE PROTECTIVE ORDERS FOR TRADE
6 SECRETS; AND AMENDING SECTION 69-3-105, MCA."

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

9 Section 1. Section 69-3-105, MCA, is amended to read: "69-3-105. Access to commission records and reports --10 11 protective order. (1) The Except as provided in subsection 12 (2), the reports, records, accounts, files, papers, and 13 memoranda of every nature in the possession of the 14 commission are open to the public at reasonable times, subject to the exception that when the commission considers 15 16 it necessary, in the interest of the public, it may withhold 17 from the public any facts or information in its possession for a period of not more than 90 days after the acquisition 18 19 of the facts or information.

(2) The commission may issue a protective order when
 necessary to preserve trade secrets, as defined in
 30-14-402, required to carry out its regulatory functions."
 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

Montana Legislative Council

1 extended to the provisions of this act.

-End-

-2- INTRODUCED BILL HB-332

LC 1405/01

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#### LC 1405/01

APPROVED BY COMM. ON BUSINESS AND LABOR

1	House BILL NO. 332
2	INTRODUCED BY
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4	A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE PUBLIC
5	SERVICE COMMISSION TO ISSUE PROTECTIVE ORDERS FOR TRADE
6	SECRETS; AND AMENDING SECTION 69-3-105, MCA."
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8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
9	Section 1. Section 69-3-105, MCA, is amended to read:
10	"69-3-105. Access to commission records and reports <u></u>
11	protective order. (1) The Except as provided in subsection
1 <b>2</b>	(2), the reports, records, accounts, files, papers, and
13	memoranda of every nature in the possession of the
14	commission are open to the public at reasonable times,
15	subject to the exception that when the commission considers
16	it necessary, in the interest of the public, it may withhold
17	from the public any facts or information in its possession
18	for a period of not more than 90 days after the acquisition
19	of the facts or information.
20	(2) The commission may issue a protective order when

21 <u>necessary to preserve trade secrets, as defined in</u>
 22 <u>30-14-402, required to carry out its regulatory functions.</u>"
 23 <u>NEW SECTION.</u> Section 2. Extension of authority. Any
 24 existing authority of the public service commission to make
 25 rules on the subject of the provisions of this act is

Montana Legislative Council

1 extended to the provisions of this act.

-End-

SECOND READING

24 25 LC 1405/01

INTRODUCED BY 9. Brown 1 2 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE PUBLIC 5 SERVICE COMMISSION TO ISSUE PROTECTIVE ORDERS FOR TRADE 6 SECRETS; AND AMENDING SECTION 69-3-105, MCA." 7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 8 9 Section 1. Section 69-3-105, MCA, is amended to read: 10 "69-3-105. Access to commission records and reports --11 protective order. (1) The Except as provided in subsection 12 (2), the reports, records, accounts, files, papers, and 13 memoranda of every nature in the possession of the 14 commission are open to the public at reasonable times, subject to the exception that when the commission considers 15 16 it necessary, in the interest of the public, it may withhold 17 from the public any facts or information in its possession 18 for a period of not more than 90 days after the acquisition 19 of the facts or information. 20 (2) The commission may issue a protective order when 21 necessary to preserve trade secrets, as defined in 22 30-14-402, required to carry out its regulatory functions." 23 NEW SECTION. Section 2. Extension of authority. Any

existing authority of the public service commission to make

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Montana Legislative Council

1 extended to the provisions of this act.

-End-

-2- THIRD READING HB-332

#### 50th Legislature

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## HB 0332/02

1	HOUSE BILL NO. 332
2	INTRODUCED BY J. BROWN
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4	A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE PUBLIC
5	SERVICE COMMISSION TO ISSUE PROTECTIVE ORDERS FOR TRADE
6	SECRETS; AND AMENDING SECTION 69-3-105, MCA."
7	
8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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12	(2), the reports, records, accounts, files, papers, and
13	memoranda of every nature in the possession of the
14	commission are open to the public at reasonable times,
15	subject to the exception that when the commission considers
16	it necessary, in the interest of the public, it may withhold
17	from the public any facts or information in its possession
18	for a period of not more than 90 days after the acquisition
19	of the facts or information.
20	(2) The commission may issue a protective order when
21	necessary to preserve trade secrets, as defined in
22	30-14-402, required to carry out its regulatory functions."
23	NEW SECTION. Section 2. Extension of authority. Any

existing authority of the public service commission to makerules on the subject of the provisions of this act is



1 extended to the provisions of this act.

-End-

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HB 332 REFERENCE BILL