

SENATE BILL NO. 300

INTRODUCED BY MANNING, MENAHAN

IN THE SENATE

FEBRUARY 5, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON HIGHWAYS & TRANSPORTATION.

FEBRUARY 18, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 19, 1987 PRINTING REPORT.

FEBRUARY 20, 1987 SECOND READING, DO PASS.

FEBRUARY 21, 1987 ENGROSSING REPORT.

FEBRUARY 23, 1987 THIRD READING, PASSED.
AYES, 49; NOES, 0.

TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 24, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON HIGHWAYS & TRANSPORTATION.

MARCH 27, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

MARCH 28, 1987 SECOND READING, CONCURRED IN.

MARCH 30, 1987 THIRD READING, CONCURRED IN.
AYES, 97; NOES, 1.

RETURNED TO SENATE.

IN THE SENATE

MARCH 31, 1987 RECEIVED FROM HOUSE.
SENT TO ENROLLING.

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SENATE BILL NO. 300
INTRODUCED BY Richard E. Manning Menaker

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING CONDITIONS RESULTING IN A CLASS C MOTOR CARRIER BEING CONSIDERED AS A CLASS B MOTOR CARRIER; AND AMENDING SECTION 69-12-302, MCA."

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

Section 1. Section 69-12-302, MCA, is amended to read:
"69-12-302. Conditions resulting in Class C carrier considered as Class B carrier. (1) A Class C motor carrier operating with more than six contracts which are in effect at any given time and each of which are effective for a minimum of 180 days is considered to be operating as a Class B motor carrier. Before transportation service may commence, pertinent contract information shall be furnished to the commission for each contract on forms prescribed by the commission. The commission shall retain a duplicate of the information in its files, and a copy of the form, confirmed by the commission, must be kept in the cab of the motor carrier when operating under that contract.

(2) All Class C motor carriers must annually submit to the commission the names and addresses of all persons, corporations, or other legal entities with whom the Class C carrier has executed a contract, charter, agreement, or

undertaking for the distribution, delivery, or collection of wares, merchandise, or commodities or for transporting persons.

(3) The provisions of this section shall not apply to solid waste contractors, household goods carriers, or house movers, as defined by the department of public service regulation, or any carrier whose authority is limited to the pickup and delivery of property and is confined by certificate to transportation within a distance of 50 miles or less from a particular location and--that--is--performing pickup--and--delivery--service--under--contract--for--one--or--more common--carriers--within--that--area. Any carrier whose property authority is incidental to the transportation of persons is not included in the exemption under this subsection.

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 extended to the provisions of this act.

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

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2 INTRODUCED BY Senate BILL NO. 300
Richard E. Manning Menahas

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11 considered as Class B carrier. (1) A Class C motor carrier
12 operating with more than six contracts which are in effect
13 at any given time and each of which are effective for a
14 minimum of 180 days is considered to be operating as a Class
15 B motor carrier. Before transportation service may commence,
16 pertinent contract information shall be furnished to the
17 commission for each contract on forms prescribed by the
18 commission. The commission shall retain a duplicate of the
19 information in its files, and a copy of the form, confirmed
20 by the commission, must be kept in the cab of the motor
21 carrier when operating under that contract.

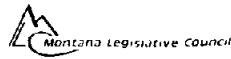
22 (2) All Class C motor carriers must annually submit to
23 the commission the names and addresses of all persons,
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10 or less from a particular location ~~and--that--is--performing~~
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(3) The provisions of this section shall not apply to solid waste contractors, household goods carriers, or house movers, as defined by the department of public service regulation, or any carrier whose authority is limited to the pickup and delivery of property and is confined by certificate to transportation within a distance of 50 miles or less from a particular location and--that--is--performing pickup--and--delivery--service--under--contract--for--one--or--more common--carriers--within--that--area. Any carrier whose property authority is incidental to the transportation of persons is not included in the exemption under this subsection."

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