

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 24, 2010, the following members were present:

Greg Jergeson, Chair  
Ken Toole, Vice Chair  
Gail Gutsche, Commissioner  
Brad Molnar, Commissioner  
John Vincent, Commissioner

APPEARANCE  
Public Comment

Comments by Jessie Rumble, Classic Limo, Bozeman, MT. Comments to the Commission regarding motor carrier issues.

Comments by Kurt Kennifer, Valley Limousine, Missoula, MT. Comments to the Commission regarding motor carrier issues.

APPEARANCE  
Kate Whitney, Administrator  
Regulatory Division

(260) In the matter of the approval of Commission Minutes for the week of August 16, 2010:

Commissioner Vincent moved to APPROVE the Commission Minutes for the week of August 16, 2010. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE  
Kate Whitney, Administrator  
Regulatory Division  
Eric Dahlgren, Regulatory Division  
Justin Kraske, Legal Division

(261) In the matter of the Commission's discussion of Motor carrier proposed rules.

MOTION 1: Commissioner Toole moved to DIRECT staff to draft a Notice of Public Hearing on Proposed Adoption and Submit to the Secretary of State's Office for publication in the Administrative Register. Commissioner Gutsche seconded the motion, which passed 4-1. Commissioner Molnar voted no.

SUBSTITUTE MOTION: Commissioner Molnar moved that staff be DIRECTED to draft a proposed rule to request clarifying that those who have class B authority, but not investing in

limousine service, not be granted or grandfathered in with limousine service, once that is passed, staff also is directed to draft for Commission consideration rules that address those who have been operating as a class B license and have made investments and are using the license as limousine service. Commissioner Toole seconded the motion, which failed 3-2. Commissioners Jergeson, Toole and Gutsche voted no.

APPEARANCE

Kate Whitney, Administrator  
Regulatory Division  
Al Brogan, Legal Division

(262) In the matter of the Commission's discussion of PSC bill drafts that ETIC approved for pre-introduction at its last meeting.

MOTION 1: Commissioner Toole moved to ADD an effective date provision that would make the law affective on passage and approval in LC0191. Commissioner Vincent seconded the motion, which passed unanimously.

MOTION 2: Commissioner Molnar moved to ACCEPT the five drafts in front of the Commission except for LC 0194. Motion died for lack of a second.

There being no further business to come before the Commission the meeting was adjourned.

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GREG JERGESON, Chair

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KEN TOOLE, Vice Chair

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GAIL GUTSCHE, Commissioner

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BRAD MOLNAR, Commissioner

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JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart  
Commission Secretary

(SEAL)