

2016 Regular Session

SENATE BILL NO. 399

BY SENATOR MORRISH

MOTOR CARRIERS. Exempts motor carriers of nonhazardous oil field waste, nonhazardous industrial solid waste and hazardous waste from proving public convenience and necessity. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 45:164(C), relative to common carrier's certificates; to exempt
3 certain motor carriers from proving public convenience and necessity; and to provide
4 for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 45:164(C) is hereby amended and reenacted to read as follows:

7 §164. Common carrier's certificate; contract carrier's permit

8 * * *

9 C. Wrecker and towing services, passenger carrying vehicles, household
10 goods movers, motor carriers of nonhazardous oil field waste, motor carriers of
11 nonhazardous industrial solid waste, motor carriers of hazardous waste, and
12 motor carriers of salt water utilized in oil well exploration and production shall not
13 be required to prove public convenience and necessity when applying for a common
14 carrier certificate or contract carrier permit.

15 * * *

16 Section 2. This Act shall become effective upon signature by the governor or, if not
17 signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
3 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Leonore Heavey.

DIGEST

SB 399 Engrossed

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Morrish

Present law requires motor carriers to obtain a certificate of public convenience and necessity from the Louisiana Public Service Commission before they can operate as a common carrier, which requires an application, public hearing and a finding of public convenience and necessity by the commission.

Present law provides that certain motor carriers are exempt from the requirement to prove public convenience and necessity prior to operating as a common carrier.

Proposed law adds motor carriers of nonhazardous oil field waste, motor carriers of nonhazardous industrial solid waste, and motor carriers of hazardous waste to the list of motor carriers that are exempt from the public convenience and necessity requirements.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 45:164(C))