

Decision No. 21489

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Issuance of Free)
or Reduced Rate Transportation and)
Regulations governing the Recording) Case No. 2669
of Passes.)

E. J. Thompson, for the Pickwick Stages System
Frank Karr and R. E. Wedekind, by R. E. Wedekind
for the Pacific Electric Railway Company,
Visalia Electric Railway, Fresno Traction Com-
pany, San Jose Railroads, Peninsular Railway
Company, Stockton Electric Railroad Company,
Central California Traction Company, Los
Angeles Motor Coach Company, Pacific Coast
Motor Coach Company and Flintridge Motor Coach
Company.

Jess E. Stephens, City Attorney of Los Angeles,
by J. L. Ronnow, Deputy

W. H. Brewer and Platt Kent for The Atchison,
Topeka & Santa Fe Railway Company

A. R. Linn, for Alameda Chamber of Commerce.

H. A. Barnes, for Pittsburg Chamber of Commerce

Clyde Edmondson, for Redwood Empire Chamber of
Commerce

G. M. Cole, for the Los Angeles Steamship Company

Donald McClure, for the Yreka Railroad Company

Henley C. Booth, for the Southern Pacific Company,
Northwestern Pacific Railroad Company, Sunset
Railway Company, Albion Lumber Company, Union
Pacific Railroad Company and Southern Pacific
Motor Transport Company

McCutchen, Olney, Mannon & Greene, by J. N. Moran,
for the Tanner Motor Livery

Brobeck, Phleger & Harrison, by Frank S. Richards,
for the Key System Transit Company

Gibson, Dunn & Crutcher, by Woodward M. Taylor,
for the Los Angeles Railway Corporation

R. E. McCormick, for the Yosemite Park & Curry
Company

H. H. Sanborn, for the California Western Railroad
& Navigation Company, and the Pullman Company

A. B. Mason, for the Bay Transit Company of
Monterey

C. E. McDonald, for the Sacramento Northern and the
San Francisco-Sacramento Railway

Wm. M. Abbott, for the Market Street Railway and
the South San Francisco Belt Railroad

W. F. Fielder, for the California Transit Company

SEAVEY, Commissioner:

O P I N I O N

On March 29, 1929, an order was issued on the Commission's own motion instituting an investigation in the matter of establishing regulations governing the issuance of free or reduced rate transportation and the recording of passes. A copy of the proposed general order was submitted to all common carriers affected prior to the public hearing held on May 9, 1929. At that time certain changes were suggested and the matter taken under submission with the understanding that a revised copy of the proposed order would be submitted to all appearances, further suggestions to be made to the Commission in writing.

Full consideration of the record adduced at the public hearing, as well as the written comments received since the submission of this matter, justifies, in my opinion, the issuance of the order amended in accordance with the findings herein. The following form of order is recommended.

O R D E R

An investigation having been instituted on the Commission's own motion in the matter of the issuance of free or reduced rate transportation and regulations governing the recording of passes, a public hearing having been held, and the matter now being under submission,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
HEREBY FINDS AS A FACT that certain regulations governing
the issuance of free or reduced rate transportation and the
recording of passes as prescribed in this Commission's

proposed general order as set forth herein are just and reasonable, therefore,

IT IS HEREBY ORDERED that from and after the effective date of this order the following regulations shall be in force and effect. Said regulations shall be known as General Order No. 85.

" In the Matter of the Issuance of Free or Reduced Rate Transportation and Regulations governing the Recording of Passes.

Approved August 23, 1929 Effective September 2, 1929

I. Issuance of Free or Reduced Rate Transportation

Common carriers in the issuance of free or reduced rate transportation shall be controlled by the provisions of Section 17(a) 3 of the Public Utilities Act of 1911, as amended.

IT IS HEREBY ORDERED that common carriers may issue such transportation (1) to inmates of hospitals or charitable or eleemosynary institutions; (2) to persons exclusively engaged in charitable or eleemosynary work; (3) to persons and property engaged or employed in patriotic work whenever the use of such transportation is incidental to or in furtherance of such work; (4) to persons and property engaged or employed in educational work or scientific research whenever the use of such transportation is incidental to or in furtherance of such work or research, provided, however, that this authority shall not extend to persons employed by educational institutions which are run for a profit; (5) to hotel employees of season resort hotels while traveling

to or from such employment, provided such transportation shall not be issued to any particular employee more than twice in any single season, namely, when traveling to the hotel at the time of entering employment or when traveling from the hotel at the termination of the employment; (5) to executive officers of mercantile or promotion boards or bodies within this state when traveling in the performance of duties affecting the advancement of the business of such boards or bodies or the development of trade or industry within or without this state when authorized by the Commission.

The Commission, upon the informal application of the person or persons requesting free or reduced rate transportation under sub-divisions 3, 4, and 6 above, shall determine whether such transportation may be issued. The Commission will from time to time issue supplements to this General Order containing lists of mercantile or promotion boards or bodies, the secretaries of which may be issued free or reduced rate transportation.

Within sixty (60) days from the date of this order all common carriers subject to the provisions of the Public Utilities Act shall file with the Commission for approval a complete list of passes in effect heretofore issued to executive officers of mercantile or promotion boards or bodies within this state.

General Order 62 shall be cancelled, effective January 1, 1930.

II. Regulations Governing Recording of Passes

Common carriers must keep a full record of passes issued as follows:

Common carriers subject to the jurisdiction of the Interstate Commerce Commission and of the Railroad Commission of the State of California shall record such passes as they

may be permitted to issue under the laws of this state in accordance with the regulations prescribed by the Interstate Commerce Commission, effective January 1, 1917, as the same may have been or may be amended from time to time.

Common carriers not subject to the jurisdiction of the Interstate Commerce Commission, but subject to the jurisdiction of the Railroad Commission of the State of California are hereby directed to keep a record of all annual or term passes issued in book form similar to Form 1, or on cards similar to Form 2. If a book record is adopted, the passes may be entered in numerical order or in alphabetical order according to the surnames of the persons to whom the passes are issued. When passes are entered in numerical order, an alphabetical index by name shall be maintained; when entered in alphabetical order, a numerical index with name shall be maintained. If the card system of record is adopted, the cards must be made in duplicate, with one set of cards filed in numerical order and the other set filed in alphabetical order, according to the names of the persons to whom the passes are issued. The record of trip passes issued should be kept on the stubs or carbon copies of trip passes. Full information must be shown on the stub or must conform to the data on the pass and coupon. If a pass is cancelled, returned or lost, the fact must be stated on the record, with the date of cancellation, return or loss entered. The records of passes must be filed in such manner as to be accessible and convenient for examination.

Form 1
Record of Annual and Term Passes Issued - Book Record

<u>Date Issued</u>	<u>To Whom Issued No.</u>	<u>Name Address</u>	<u>Issued Ac- count of</u>	<u>Territory</u>	<u>Date of Expiration</u>	<u>Request of</u>	<u>Remarks</u>
-	-	⊕ -	-	-	-	-	-
-	-	-	-	-	-	-	-

In the column headed "Issued account of", information must be shown in accordance with the following:

If issued to an officer or employee - the title or occupation of person to whom pass is issued.

If issued to a member of the family of an officer or employee - the title or occupation of such officer or employee, and the relationship of the person to whom the pass is issued; for example: "Wife of Brakeman."

If issued to an officer or employee of another carrier - the title or occupation of the person to whom the pass is issued and the name of the carrier; for example "Machinist, A. & B. R.R."

If issued to a member of the family of an officer or employee of another carrier - the title or occupation of such officer or employee, the relationship of the person to whom the pass is issued, and the name of the carrier; for example: "Wife of Clerk, A. & B. R.R."

If issued to persons other than common carriers' officers or employees or members of their families, there must be shown in this space the reason for the issuance of the pass.

Form 2
Record of Annual and Term Passes Issued - Card Record

Name	Form					No.	
Address	-	-	-	-	-	-	-
Issued account of	-	-	-	-	-	-	-
Territory	-	-	-	-	-	-	-
Date of Expiration	-	-	-	-	-	-	-
Request of	-	-	-	-	-	-	-
Date issued	-	-	-	-	-	-	-
Remarks	-	-	-	-	-	-	-

In the space provided for "Issued account of" must be shown the same information as is required in the book record of annual and term passes issued.

General Orders 8, 16, 19 and Supplement 1 to 19 are hereby cancelled and annulled.

Approved this 23rd day of August, 1929

RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

By

H. G. Mathewson, Secretary "

The effective date of this order shall be September 2, 1929.

The foregoing Opinion and Order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 23rd day of August, 1929.

Thomas D. Lattin
Ch. Seaver
Edwin C. ...
Leon ...
W. A. ...
Commissioners