

Decision No. 77669**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own)
 motion to determine procedure and rules)
 for administration of Public Utilities) Case No. 5670
 Code Sections 3575 and 1074, including)
 amount, form and content of bond)
 required thereby.)

OPINION AND ORDER

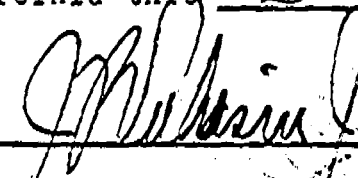
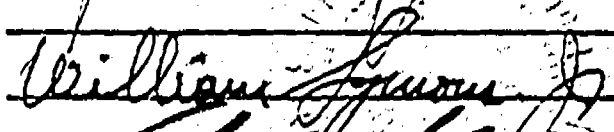
By Decision No. 77668 dated August 25, 1970, in Case No. 5437, the Commission amended the collection of charges provisions in Minimum Rate Tariffs 7 and 17 to permit dump truck carriers to present freight bills and extend credit to the debtor, when the ultimate payor of freight charges is under contract with the Department of Public Works, State of California. The decision also provided that General Order No. 102-C should be amended by separate order.

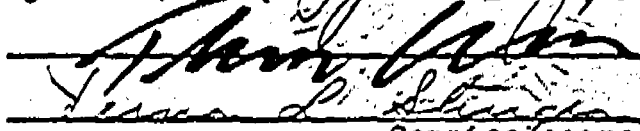
IT IS ORDERED THAT:

1. General Order No. 102-C is hereby amended to incorporate therein, the necessary provisions in paragraph 4 thereof, which is attached hereto and by this reference made a part hereof.
2. The Secretary of the Commission shall serve a copy of this order upon each highway carrier described in Sections 1074 and ⁵3575 of the Public Utilities Code.

The effective date of this order shall be 24 days after the date hereof.

Dated at San Francisco, California this 25th day of
 AUGUST 4 1970.


 _____ Chairman



 _____ Commissioners

Commissioner A. W. Gatov, being necessarily absent, did not participate in the disposition of this proceeding.

PUBLIC UTILITIES COMMISSION OF THE

STATE OF CALIFORNIA

General Order No. 102-C Paragraph 4 effective Sept. 18, 1970
(Supersedes General Order No. 102-C Paragraph 4 effective
September 1, 1967)

4. Payments to Subhauler, Sub-Subhauler or Lessor of Equipment:

(a) Applicable only to dump truck carriers when the transportation is performed pursuant to a contract let by the Department of Public Works, State of California.

The prime carrier or lessee shall pay to the subhauler, sub-subhauler or lessor of equipment the charges specified in the written agreement on or before the 20th day of the month following presentation of the freight bills by the prime carrier or lessee to the debtor. Freight bills shall be presented to the debtor on or before the 25th day of the month for transportation performed within the period of time beginning with the 21st day of the previous month and ending with the 20th day of the current month. The term debtor means the person assuming responsibility for payment of transportation charges.

(b) Applicable to all transportation other than that covered by paragraph (a).

The prime carrier or lessee shall pay to the subhauler, sub-subhauler or lessor of equipment the charges specified in the written agreement on or before the 20th day of the calendar month following (1) completion of shipment as defined in Section 2 (e) hereof or (2) termination of lease as defined in Section 2 (f).