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Decision No. 85051

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own )  
motion into the establishment of )  
guidelines for those persons operating )  
car pools over the public highways of )  
this State who desire to avoid regula- )  
tion as a passenger stage corporation. )

Case No. 9939  
(Filed July 1, 1975)

ORDER DISCONTINUING PROCEEDING

The investigation in this proceeding was undertaken to determine whether the Commission should establish guidelines for the operation of private vehicles, including vans, over the public highways as car pools by those persons who wish to avoid regulation as passenger stage corporations.

Assembly Bill No. 918 (Warren) has been passed by the California Legislature in its 1975-1976 regular session and has been signed by the Governor. The provisions of that bill become effective January 1, 1976. AB 918, among other things, amends Section 226 of the Public Utilities Code (definition of passenger stage corporation) by adding the following:

"'Passenger stage corporation' does not include the transportation of persons in a passenger vehicle having a seating capacity of 15 passengers or less from place of residence to place of employment, if the driver himself is on the way to or from his place of employment."

AB 918 also amended Section 5353 of the Public Utilities Code to exclude the following from the provisions of the Passenger Charter-Party Carriers' Act:

"(h) Passenger vehicles having a seating capacity of 15 passengers or less in a single daily round trip carrying at least three persons from place of residence to place of employment, if the driver himself is on the way to or from his place of employment."

It appearing that the investigation instituted in Case No. 9939 is no longer necessary in view of the enactment into law of Assembly Bill No. 918 (1975), and it appearing that the provisions of said statute should be adopted by the Commission as guidelines for the operation of home-to-work car pools until such statute becomes effective on January 1, 1976,

IT IS ORDERED that:

1. Case No. 9939 is discontinued on the effective date of this order.
2. The Commission adopts as guidelines for the operation of home-to-work car pools the provisions of Assembly Bill No. 918 in the period between the effective date of this order and January 1, 1976.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 28th day of OCTOBER, 1975.

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President  
  
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Commissioners