

Decision No. 88744 APR 18 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation for the purpose of considering and determining minimum rates for transportation of any and all commodities statewide including, but not limited to, those rates which are provided in Minimum Rate Tariff 2 and the revisions or reissues thereof.

Case No. 5432

In the Matter of the Investigation for the purpose of considering and determining minimum rates for transportation of property by vacuum-type tank vehicles and pump-type tank vehicles statewide as provided in Minimum Rate Tariff 13 and the revisions or reissues thereof.

Case No. 6008

SUPPLEMENTAL OPINION AND ORDER

Minimum Rate Tariff 2 (MRT 2) names minimum rates and rules for the statewide transportation of general commodities by highway carriers. Minimum Rate Tariff 13 (MRT 13) provides rates and rules governing the highway transportation of property in vacuum or pump-type tank vehicles.

On December 13, 1977, the Commission staff circulated a white paper to interested parties proposing that the transportation of commodities in connection with the construction and operation of geothermal steam wells be incorporated in MRT 2 and MRT 13.

MRT 2 names rates and rules in Items 365, 720, 720-1 and 720-2 for the transportation of oil, sewer, water or gas well outfits and supplies. Item 40 of MRT 13 provides for the application of the tariff when transportation is incidental to oil or gas wells. The staff found that the transportation incidental to the construction and operation of geothermal steam wells employs the same equipment and is similar in character to that for oil, water or gas well outfits and supplies, as described in the previously named items in MRT 2 and MRT 13.

of this order. All tariff publications must give ten days' notice to the Commission and to the public.

5. Common carriers, in establishing and maintaining the amendments authorized by this order, are authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

6. In all other respects, Decisions 31606 and 81799, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 18th day of APRIL, 1978.

Robert Bateman
President

William J. Gussow Jr.
Thomas L. Sturgeon

Alain T. Delrieu
Commissioners

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.

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(Continued)

of Change)
 * Addition) Decision No. **88744**

EFFECTIVE

Correction ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
 SAN FRANCISCO, CALIFORNIA.

MINIMUM RATE TARIFF 2

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p>EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)</p> <p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)</p>	<p>Class Rating</p>
<p>OIL, WATER, GAS OR GEOTHERMAL STEAM WELL OUTFITS OR SUPPLIES, AND OTHER ARTICLES, subject to Notes 1 and 2, viz.:</p> <p>Bars, grate, iron or steel (104320) Cocks or Valves, NOI, Gate Valves, NOI, Faucets, NOI, or Bibb Cocks, NOI, or Parts thereof, NOI, brass, bronze, copper or iron or steel (50855 or 50870) Flues or Tubes, boiler (25600) Mud or Compounds, gas or oil well drilling, or Gas or Oil Well Drilling Mud Treating Compounds (138640) Oil, Water or Gas Well Outfits or Supplies as described under the heading OIL, WATER, GAS WELL GROUP of the Governing Classification (142700 through 144490) Pipe, iron or steel, cast, NOI (51200), subject to Note 3 Pipe or Tubing, iron or steel, NOI (51940, 51960 or 51970), subject to Note 3 Pipe or Tubing, iron or steel, wrought (52090), subject to Note 3 Pipe or Tubing, or Pipe or Tubing Fittings, sheet steel (52200), subject to Note 3 Pipe Fitting, NOI, iron or steel (51460 51470 or 51500), subject to Note 3 Plates, iron or steel, armor or deck (106020) Plate, sheet or strip, iron or steel (106060, 106065, 106120 or 106220) Plate or Sheet, iron or steel (106080, 106100, 106140, 106160, or 106180) Plates or Cleats or Corner or Edge Protectors (106260) Pump Working Barrel Valves (127560) Sheet, iron or steel (106720 or 106740) Sucker Rod Joints, iron or steel (96980) Tanks, iron or steel (25800, 123540, 180790, Sub 3, 180840, 181070, 181110, 181170 181260, 181270, Sub 3, 181330, 181350, 181370, 181390, 181421, 181422, 181423, 181424, 181440, 181480, 181540, 181560, 181620, 181660, 181740 or 181760) Towers, water cooling (187030)</p> <p>Truckload: Minimum Weight 20,000 pounds ----- Minimum Weight 30,000 pounds -----</p> <p>NOTE 1.--Truckload ratings set forth in this item do not alternate with LTL ratings.</p> <p>NOTE 2.--The provisions of this item apply only in connection with shipments transported from, to or between: (a) oil, water, gas or geothermal steam well job sites; (b) sites for drilling exploratory oil, water or gas wells; and (c) piers, quays or wharves for transshipment from or to off-shore drilling facilities. The provisions of this item shall also apply in connection with shipments transported from, to or between job sites, other than oil, water, gas or geothermal steam well job sites, located off paved roads. A job site means a point at which the shipment was, or is to be, used in the construction of a facility.</p> <p>NOTE 3.--Applies only in connection with commodities having an inside diameter of 4 inches or greater.</p>	<p>6365</p> <p>775 60</p>
<p> & Change) * Addition) o Increase) o Reduction) </p>	<p>Decision No. 88744</p>
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction

SECTION 3--COMMODITY RATES (Continued)		ITEM
<p>HOURLY RATES FOR OIL, SEWER, WATER, GAS OR *GEOHERMAL STEAM WELL OUTFITS AND SUPPLIES (Items 720, 720-1 and 720-2)</p> <p>Rates in this item apply for transportation of:</p> <p>SA. Freight regardless of classification when transported from, to or between: an oil, gas, water or *geothermal steam well site; a site for drilling an exploratory oil, gas, water or *geothermal steam well; a pier, quay or wharf for transshipment from or to an offshore drilling facility.</p> <p>B. Property necessary or incidental to the establishment, maintenance or dismantling of water lines, sewer lines or other pipelines, refineries and cracking or casing head plants.</p> <p>Rates in this item apply only for distances not exceeding 35 air miles from point of origin.</p>		
Type of Equipment	Rates in Cents Per Hour	6720
Truck Without Trailer		
2 Axle -----	2015	
3 Axle -----	2300	
Trucks, Tractors, Trailers, Semitrailers, Dollies or any combination thereof moving as a single unit		
Carrier Owned -----	2550	
Excess of Trailers or Semitrailers		
Carrier Owned -----	340	
Tractor and Driver Only ----- (Shipper Owned Trailing Equipment)	2380	
(Continued in Item 720-1)		
<p> ✓ Change) * Addition) Decision No. 88744 v Increase) </p>		
EFFECTIVE		
Correction	ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

MINIMUM RATE TARIFF 2

SECTION 3--COMMODITY RATES (Continued)	ITEM															
<p>HOURLY RATES FOR OIL, SEWER, WATER, GAS OR *GEO THERMAL STEAM WELL OUTFITS AND SUPPLIES (Continued) (Items 720, 720-1 and 720-2)</p> <p>1. Charges shall be computed on the following basis: (See Exception)</p> <p>The number of hours of service will be computed from the time the carrier's driver commences either operating the motor vehicle or performing other related service, whichever is earlier, and ending at the time that carrier's driver either ceases operating the motor vehicle or performing other related service, whichever is later.</p> <p>When the service performed extends over more than one day and the equipment is not returned to carrier's terminal, the period of time the driver is off duty shall not be included in the hours of service.</p> <p>EXCEPTION.--</p> <p>(a) Allowance shall be made for delays occasioned due to failure of carrier's equipment, or due to time taken out for meals.</p> <p>(b) After the total time has been determined it shall be converted into hours and fractions thereof. Minimum charge, one hour. Fractions of an hour shall be determined in accordance with the following table:</p> <table border="1" data-bbox="376 879 1230 1045"> <thead> <tr> <th colspan="2">Minutes</th> <th></th> </tr> <tr> <th>Over</th> <th>But not Over</th> <th></th> </tr> </thead> <tbody> <tr> <td>0</td> <td>8</td> <td>-----Omit</td> </tr> <tr> <td>8</td> <td>38</td> <td>-----Shall be 1/2 hour</td> </tr> <tr> <td>38</td> <td>60</td> <td>-----Shall be 1 hour</td> </tr> </tbody> </table> <p>2. For transportation furnished under this item on Saturdays and Sundays, there shall be an additional charge of \$6.10 per hour in excess of those set forth in Item 720.</p> <p>3. For transportation furnished under this item on holidays, there shall be an additional charge, in excess of those set forth in Item 720, as follows:</p> <p>(a) On July 4th, Labor Day, Thanksgiving Day, Christmas Day and New Year's Day, \$23.20 per hour. Minimum charge, eight hours.</p> <p>(b) On Washington's Birthday, Memorial Day, the day after Thanksgiving and December 24th, \$11.55 per hour. Minimum charge, eight hours.</p> <p>(Continued in Item 720-2)</p>	Minutes			Over	But not Over		0	8	-----Omit	8	38	-----Shall be 1/2 hour	38	60	-----Shall be 1 hour	<p>720-1</p>
Minutes																
Over	But not Over															
0	8	-----Omit														
8	38	-----Shall be 1/2 hour														
38	60	-----Shall be 1 hour														
<p>⊕ Change) • Addition) Decision No. 88744 ⊕ Increase)</p>																
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Correction

SECTION 3--COMMODITY RATES (Continued)	ITEM
<p style="text-align: center;">HOURLY RATES FOR OIL, SEWER, WATER, GAS OR *GEO THERMAL STEAM WELL OUTFITS AND SUPPLIES (Concluded) (Items 720, 720-1 and 720-2)</p> <p>4. Rates include the exclusive services of vehicle and driver and do not include any equipment other than a winch affixed to the vehicle to load and unload. When carrier furnishes help other than the driver or supervising foreman, such service shall be charged for at a rate of not less than \$14.90 per hour per extra man furnished.</p> <p>(a) On Saturdays and Sundays, the applicable helper rate shall be \$13.50 per hour.</p> <p>(b) On July 4th, Labor Day, Thanksgiving Day, Christmas Day and New Year's Day, the applicable helper rate shall be \$29.95 per hour. Minimum charge, eight hours.</p> <p>(c) On Washington's Birthday, Memorial Day, the day after Thanksgiving and December 24th, the applicable helper rate shall be \$14.90 per hour. Minimum charge, eight hours.</p> <p>(d) The helper's hours of service for each day shall be computed from the time helper is engaged to perform loading, unloading, and other related service or is required to ride carrier's vehicle, whichever is earlier, and ending at the time the loading, unloading or other related service is completed, or the helper is returned to the point at which he was engaged at start of day, whichever is later.</p> <p>(e) Allowances shall be made for delays due to failure of carrier's equipment or time taken out for meals.</p> <p>(f) When the service performed extends over more than one day, the time the helper is off-duty shall not be included in the hours of service.</p> <p>(g) After the total time has been computed, it shall be converted into hours and fractions thereof as provided under the provisions of Item 720-1.</p> <p>(h) There shall be a minimum charge of one hour service at the applicable rate, except as provided under 4(b) and (c) above.</p> <p>5. When rates are provided in this item on the shipment transported, the rates in this item will apply regardless of class or commodity rates in other items in this tariff.</p> <p>6. Each bill of lading issued in connection with transportation under this item shall, in addition to other requirements set forth in this tariff, identify the equipment used by its equipment number and description as provided in Item 720.</p> <p>7. Each vehicle shall have stenciled or otherwise permanently displayed on it an equipment number.</p> <p>8. Excess trailers means trailers or semitrailers furnished by carrier in excess of the number of vehicles or combination of vehicles operated as a single unit.</p> <p>9. Rates include converter gears (auxiliary dollies).</p> <p>10. "Dollies" include pole or pipe dollies, stretch dollies, lowbed dollies, bolster type dollies, but not auxiliary dollies.</p>	<p>720-2</p>
<p> <input type="checkbox"/> Change) <input type="checkbox"/> Addition) <input type="checkbox"/> Increase) </p>	<p>Decision No. 88744</p>
<p>EFFECTIVE</p>	
<p>Correction</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES</p> <p>Rates in this tariff apply for the transportation of the following commodities:</p> <p>Commodities in semi-plastic form; Commodities in suspension in liquids; and, Liquids;</p> <p>when such transportation is incidental to the construction, operation or maintenance of oil or gas wells, geothermal steam wells, oil pipe lines or oil storage facilities (See Exceptions).</p> <p>EXCEPTIONS.--The rates in this tariff do not apply to the following:</p> <ul style="list-style-type: none"> (a) Disaster Supplies, i.e., those commodities which are allocated to provide relief during a state of extreme emergency or state of disaster; and those commodities which are transported for a civil defense or disaster organization established and functioning in accordance with the California Disaster Act to ultimate point of storage or use prior to or during a state of disaster or state of extreme emergency. (b) Property transported for a displaced person when the cost thereof is borne by a public entity as provided in Section 7262 of the Government Code. (c) Transportation for which rates are provided in Minimum Rate Tariff 6-B. (d) Transportation of property for the United States or property transported under an agreement whereby the United States contracted for the carrier's services. 	40
<p style="text-align: center;">APPLICATION OF RATES</p> <p>Rates include the services of the vehicle and driver only. For charges for helpers, see Item 60.</p> <p>Charges shall be based upon the capacity of equipment ordered, except that if a carrier is unable to furnish the capacity ordered and substitutes larger equipment, charges shall be for the capacity of the equipment ordered or for equipment of capacity corresponding to the barrels of property transported, whichever is the greater.</p> <p>When the transportation performed extends between two territories, the higher rated territory in or through which any service is performed shall determine the applicable hourly rate.</p>	50
<p> ◊ Change) * Addition) Decision No. 88744 ◊ Increase) </p>	
EFFECTIVE	
<p>Correction</p> <p style="text-align: right;">ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>	