

MAR 27 1979

Decision No. 90129

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining minimum)
rates for transportation of)
petroleum and petroleum products)
in bulk, in tank truck equipment)
statewide as provided in Minimum)
Rate Tariff 6-B and the revi-)
sions or reissues thereof.)

Case No. 5436
Petition for Modification
No. 279
(Filed December 13, 1978)

OPINION AND ORDER

Minimum Rate Tariff 6-B (MRT 6-B) names minimum rates and rules for the transportation of petroleum and petroleum products in bulk, in tank truck equipment, by petroleum contract carriers. By this petition, California Trucking Association requests that a provision for stops in transit for pickup and/or delivery of documents be included in MRT 6-B.

Petitioner states that operational changes within the petroleum industry now indicate that carriers, on frequent occasions, are being called upon to pick up and deliver shipping papers at locations other than the point of origin or point of destination of the shipment being transported. Provisions for such service are not currently provided for under the rates or rules in MRT 6-B. In addition, carriers typically experience 30 additional minutes time for traveling and for pickup or delivery of this documentation. The proposed charge for the new service is within the President's wage-price guidelines.

The petition was listed on the Commission's Daily Calendar of December 17, 1978. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable and the resulting rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Minimum Rate Tariff 6-B (Appendix A to Decision 82350, as amended) is further amended by incorporating therein, to become effective thirty-nine days after the date hereof Eleventh Revised Page 18, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision 82350, as amended, are hereby directed to establish in their tariffs the amendments necessary to conform with the further adjustments ordered by this decision.

3. Tariff publications required to be made by common carriers as a result of this order may be made effective not earlier than thirty-nine days after the date hereof, and may be made effective on not less than five days' notice to the Commission and to the public.

4. Common carriers, in establishing and maintaining the amendment 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 amendment published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects, Decision 82350, as amended, shall remain in full force and effect.

6. The Executive Director shall serve a copy of this decision on every common carrier, or such carriers' authorized tariff publishing agents, performing transportation services subject to Minimum Rate Tariff 6-B.


7. The Executive Director shall serve a copy of the tariff amendment on each subscriber to Minimum Rate Tariff 6-B.

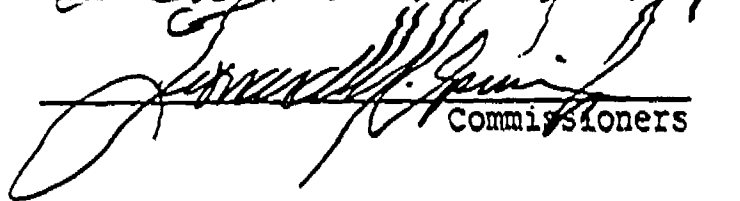
The effective date of this order shall be thirty days after the date hereof.

Dated at San Francisco, California, this 27th day of MARCH, 1979.



President





Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

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

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">SHIPMENTS STOPPED IN TRANSIT FOR WEIGHING, APPLICATION OF SEALS FOR PARTIAL LOADING OR UNLOADING, *OR FOR PICKUP OR DELIVERY OF TRANSPORTATION DOCUMENTS</p> <p>§Charges for shipments which, at request of consignor or consignee, or for any other reason beyond the control of the carrier, are stopped in transit for weighing, application of seals, *pickup or delivery of transportation documents at points or places other than the origin or delivery point of the load being transported, or for partial loading or unloading shall be computed at the mileage rate applicable from point of origin to final point of destination via each of the points where weighing (either loaded or empty), application of seals, *document pickup or delivery, or partial loading or unloading is performed. (See Exception.) Subject to Notes 1, 2 and 3.</p> <p>§EXCEPTION--where charges are based on a mileage greater than 50 constructive miles and/or when a geographical order of pickup or delivery is specified by the shipper or consignee which results in a higher through mileage than that incurred via the shortest mileage route, such charge shall be computed on 50 percent of the mileage applicable from point of origin to return thereto via each of the points where weighing, (either loaded or empty) application of seals, *document pickup or delivery, or partial loading or unloading is performed.</p> <p>§NOTE 1.--Shipments shall be subject to an additional charge of \$18.45 for each stop in transit to apply seals or to partially load or unload, and of \$6.60 for each stop to obtain weights (either loaded or empty). Such charge shall not apply where weighing is performed by shipper or consignee at scales located at either point of origin or point of destination. *A charge of \$6.60 shall be assessed for each stop to pickup or deliver documents. Such documents must pertain only to the individual load being transported. Time in excess of one (1) hour at the transit point shall be charged at the rate of \$4.60 per quarter hour (¼) or fraction thereof.</p> <p>§NOTE 2.--Shipments stopped in transit for weighing, application of seals, *pickup or delivery of documents, or for partial loading or unloading shall be subject to applicable mileage rates computed from point of origin to ultimate point of destination via point or points of stop in transit, whether or not the entire movement occurs within a group. Applicable mileage shall be determined from the current Distance Table. The group basing points named in Item 300 will not apply; except that in all cases where the first point of origin or the last point of destination is located within a group, mileage shall be computed from or to the basing point of the group in which said point is located. Two (2) constructive miles shall be added for each point in excess of one (1) located within:</p> <ol style="list-style-type: none"> (1) A single metropolitan zone, or (2) a single incorporated city, including the extended area thereof, but not within a metropolitan zone, or (3) a single unincorporated community, including the extended area thereof, but not within a metropolitan zone, designated in the Distance Table as a red point, black point or numbered junction. <p>NOTE 3.--Charges for shipments of Crude Oil transported under the provisions of Item 420 (Special Commodity Rates) shall be computed at the highest rate provided to any point where diversion occurs or delivery is performed.</p>	220
<p style="text-align: center;">SPECIAL PERMITS</p> <p>Whenever a carrier is required by a governmental agency to obtain a special permit to perform a transportation service, a charge equal to the amount of the fee assessed by the governmental agency shall be billed for each such permit the carrier is required to obtain. Such charge shall be in addition to all other applicable rates and charges named in this tariff.</p>	225
<p> § Change) * Addition) Decision No. 90129 ; ° Increase) </p>	
EFFECTIVE <i>MAY 5-79</i>	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction